



1996

Illinois Register

Rules of Governmental Agencies

Volume 20, Issue 34 — August 23, 1996

Pages 11428 - 11514



Index Department
Administrative Code Div.
111 East Monroe Street
Springfield, IL 62756
(217) 782-7017
<http://www.sos.state.il.us>

published by
George H. Ryan
Secretary of State

TABLE OF CONTENTS
August 23, 1996 Volume 20, Issue 34

PROPOSED RULES

CARNIVAL-AMUSEMENT SAFETY BOARD

Carnival And Amusement Ride Inspection Law
56 Ill. Adm. Code 600011428

INSURANCE, DEPARTMENT OF

Extension Of Service To Additional Counties
50 Ill. Adm. Code 5602, Repeal of11437

POLLUTION CONTROL BOARD

Toxic Air Contaminants
35 Ill. Adm. Code 23211440

PUBLIC AID, DEPARTMENT OF

Aid To Families With Dependent Children
89 Ill. Adm. Code 11211462
Medical Assistance Programs
89 Ill. Adm. Code 12011472

ADOPTED RULES

PUBLIC AID, DEPARTMENT OF

Refugee/Entrant/Repatriate Program
89 Ill. Adm. Code 11511484

AGENCY NOTICES OF MODIFICATION, WITHDRAWAL OR REFUSAL
TO PROPOSED RULES

REHABILITATION SERVICES, DEPARTMENT OF

Rules Of Conduct
89 Ill. Adm. Code 827, Withdrawal11488

NOTICE OF PUBLIC HEARING

CARNIVAL-AMUSEMENT RIDES SAFETY ACT

Carnival And Amusement Rides Safety Act11489

NOTICE OF EXPEDITED CORRECTIONS

COMMERCE COMMISSION, ILLINOIS

Telecommunications Access For Persons With Disabilities
83 Ill. Adm. Code 75511490

REGULATORY AGENDA

EMPLOYMENT SECURITY, DEPARTMENT OF

Claims, Adjudication, Appeals And Hearings

56 Ill. Adm. Code 2720, et al11496

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received11503

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

96-355	Respect Life Week	11504
96-356	Bishop Louis Henry Ford Expressway Day	11504
96-357	Eureka Grand Chapter Order Of The Eastern Star Week	11504
96-358	Hume-Carnegie Museum Day	11505
96-359	Jenny Spangler Day	11505
96-360	U.S. Paralympic Team Commended	11506
96-361	Windsor Harvest Picnic Days	11506
96-362	Dunbar-Abrams Alumni Association Days	11507
96-363	Good News Day	11507
96-364	Homeless Animals Day	11507
96-365	Chicago School of Massage Therapy Day	11508
96-366	Continuing The Year Of The Veteran	11508
96-368	Hattie Ellis Day	11509
96-369	His Holiness The 14th Dalai Lama Tenzin Gyatso Day	11509
96-370	Peruvian Day	11509
96-371	School's Open Safety Week	11510
96-372	Bud Billiken Day	11510
96-373	Women's Business Development Day	11511
96-374	Children's Film Week	11511
96-375	Minority Organ/Tissue Donor Awareness Day	11512
96-376	Churches Of Christ Week	11512
96-378	Ecuador Day	11513
96-379	Gulik Pharmacy Days	11513
96-380	Ikon Office Solutions Day	11514
96-381	Love Day	11514

Editor's Note: The Cumulative Index and Sections Affected Index will be printed on a quarterly basis. The printing schedule for the quarterly and annual indexes are as follows:

April	19, 1996 - Issue 16: Through	March	31, 1996
July	19, 1996 - Issue 29: Through	June	30, 1996
October	18, 1996 - Issue 42: Through	September	30, 1996
January	17, 1997 - Issue 3: Through	December	31, 1996 (Annual)

INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. The Register also contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current Register volume year and a Sections Affected Index listing by Title each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume year. Both indices are action coded and are designed to aid the public in monitoring rules.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State statute; and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies; is also published in the Register.

The Register is a weekly update to the *Illinois Administrative Code* (a compilation of the rules adopted by State agencies). The most recent edition of the Code along with the Register comprise the most current accounting of State agencies' rules.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1 et seq.].

REGISTER PUBLICATION SCHEDULE 1996

Material Rec'd after 12:00 p.m. on:	And before 12:00 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 12:00 p.m. on:	And before 12:00 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1995	Dec. 26, 1995	1	Jan. 5, 1996	June 25, 1996	July 2, 1996	28	July 12, 1996
Dec. 26, 1995	Jan. 2, 1996	2	Jan. 12, 1996	July 2, 1996	July 9, 1996	29	July 19, 1996
Jan. 2, 1996	Jan. 9, 1996	3	Jan. 19, 1996	July 9, 1996	July 16, 1996	30	July 26, 1996
Jan. 9, 1996	Jan. 16, 1996	4	Jan. 26, 1996	July 16, 1996	July 23, 1996	31	Aug. 2, 1996
Jan. 16, 1996	Jan. 23, 1996	5	Feb. 2, 1996	July 23, 1996	July 30, 1996	32	Aug. 9, 1996
Jan. 23, 1996	Jan. 30, 1996	6	Feb. 9, 1996	July 30, 1996	Aug. 6, 1996	33	Aug. 16, 1996
Jan. 30, 1996	Feb. 6, 1996	7	Feb. 16, 1996	Aug. 6, 1996	Aug. 13, 1996	34	Aug. 23, 1996
Feb. 6, 1996	Feb. 13, 1996	8	Feb. 23, 1996	Aug. 13, 1996	Aug. 20, 1996	35	Aug. 30, 1996
Feb. 13, 1996	Feb. 20, 1996	9	Mar. 1, 1996	Aug. 20, 1996	Aug. 27, 1996	36	Sept. 6, 1996
Feb. 20, 1996	Feb. 27, 1996	10	Mar. 8, 1996	Aug. 27, 1996	Sept. 3, 1996	37	Sept. 13, 1996
Feb. 27, 1996	Mar. 5, 1996	11	Mar. 15, 1996	Sept. 3, 1996	Sept. 10, 1996	38	Sept. 20, 1996
Mar. 5, 1996	Mar. 12, 1996	12	Mar. 22, 1996	Sept. 10, 1996	Sept. 17, 1996	39	Sept. 27, 1996
Mar. 12, 1996	Mar. 19, 1996	13	Mar. 29, 1996	Sept. 17, 1996	Sept. 24, 1996	40	Oct. 4, 1996
Mar. 19, 1996	Mar. 26, 1996	14	Apr. 5, 1996	Sept. 24, 1996	Oct. 1, 1996	41	Oct. 11, 1996
Mar. 26, 1996	Apr. 2, 1996	15	Apr. 12, 1996	Oct. 1, 1996	Oct. 8, 1996	42	Oct. 18, 1996
Apr. 2, 1996	Apr. 9, 1996	16	Apr. 19, 1996	Oct. 8, 1996	Oct. 15, 1996	43	Oct. 25, 1996
Apr. 9, 1996	Apr. 16, 1996	17	Apr. 26, 1996	Oct. 15, 1996	Oct. 22, 1996	44	Nov. 1, 1996
Apr. 16, 1996	Apr. 23, 1996	18	May 3, 1996	Oct. 22, 1996	Oct. 29, 1996	45	Nov. 8, 1996
Apr. 23, 1996	Apr. 30, 1996	19	May 10, 1996	Oct. 29, 1996	Nov. 4, 1996 (Mon.)	46	Nov. 15, 1996
Apr. 30, 1996	May 7, 1996	20	May 17, 1996	Nov. 4, 1996	Nov. 12, 1996	47	Nov. 22, 1996
May 7, 1996	May 14, 1996	21	May 24, 1996	Nov. 12, 1996	Nov. 19, 1996	48	Dec. 2, 1996 (Mon.)
May 14, 1996	May 21, 1996	22	May 31, 1996	Nov. 19, 1996	Nov. 26, 1996	49	Dec. 6, 1996
May 21, 1996	May 28, 1996	23	June 7, 1996	Nov. 26, 1996	Dec. 3, 1996	50	Dec. 13, 1996
May 28, 1996	June 4, 1996	24	June 14, 1996	Dec. 3, 1996	Dec. 10, 1996	51	Dec. 20, 1996
June 4, 1996	June 11, 1996	25	June 21, 1996	Dec. 10, 1996	Dec. 17, 1996	52	Dec. 27, 1996
June 11, 1996	June 18, 1996	26	June 28, 1996	Dec. 17, 1996	Dec. 23, 1996 (Mon.)	1	Jan. 3, 1997
June 18, 1996	June 25, 1996	27	July 5, 1996	Dec. 23, 1996	Dec. 31, 1996	2	Jan. 10, 1997

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

1) Heading of the Part: Carnival and Amusement Ride Inspection Law

2) Code Citation: 56 Ill. Adm. Code 6700

3) Section Numbers: Proposed Action:

6000.10 Amendments

6000.10 Amendments

6000.10 Amendments

6000.20 Amendments

4) Statutes/Authority: 430 ILCS 35/2-6

5) A Complete Description of the Subjects and Issues Involved: These amendments represent actions taken by the Carnival-Amusement Safety Board at their January 30, 1996, meeting.

The amendments to Sections 6000.10 and 6000.20 clarify the phrase "public use" so that the amusement rides and attractions that are available for use by members of the community through various rental agencies are subject to the same safety requirements as those used at the traditional carnivals and fairs.

The amendment to Section 6000.10 allows owners an additional 15 days in which to pay their fees before incurring any penalty.

Section 6000.20 will require compliance to the 1996 edition of the National Electrical Code. This edition of the code has a new section which specifically addresses carnivals, circuses, fairs, and similar events.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Will this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain automatic repeal reference? Yes

9) Are there any other proposed amendments pending in this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking will not create or enforce any state mandate.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: A public hearing will be held as follows:

October 11, 1996

Tuesday, 10:00 A.M.

160 N. LaSalle St., 5th floor

Chicago, Illinois 60611-2150

CARNIVAL-AMUSEMENT SAFETY BOARD

NOTICE OF PROPOSED AMENDMENT(S)

Oral testimony will be limited to 10 minutes per person. Written comments may also be submitted at the public hearing or will be accepted until October 15.

Please submit all comments to:

Carl Kimble, Chief Inspector
Carnival & Amusement Ride Division
Illinois Department of Labor
41 W. Old State Capitol Plaza, Room 300
Springfield, Illinois 62701
Telephone: (217) 782-9347

12) Initial Regulatory Flexibility Analysis: These rules will affect rental agencies that rent out amusement rides and amusement attractions and those owners/operators who are not in compliance with the requirements of the 1996 edition of the National Electrical Code.

13) Regulatory Agenda on which this rulemaking was summarized: July 1996

The full text of the Proposed Amendment begins on the next page.

CARNIVAL-AMUSEMENT SAFETY BOARD
CHAPTER XIII: CARNIVAL-AMUSEMENT SAFETY BOARD
TITLE 56: LABOR AND EMPLOYMENT
PART 6000
CARNIVAL AND AMUSEMENT RIDE INSPECTION LAW

Section	
6000.10	Definitions
6000.20	Exemptions
6000.30	Inspections
6000.40	Application for a Permit to Operate
6000.50	Permit and Inspection Fees
6000.60	Renovation of Permit to Operate (Repealed)
6000.65	Suspension of Permit to Operate
6000.70	Ride Design and Construction
6000.80	Insurance
6000.90	Penalties
6000.100	Appeals
6000.110	Assembly and Disassembly
6000.120	Operator Requirements
6000.130	Operator's Log
6000.140	Signal Equipment
6000.150	Daily Inspection and Test Reports
6000.160	Maintenance
6000.170	Stop Operation Order
6000.180	Fire Prevention and Protection
6000.190	Internal Combustion Engines
6000.200	Means of Access and Egress
6000.210	Electrical Equipment
6000.220	Hydraulic Systems
6000.230	Air Compressors and Equipment
6000.240	Wire Rope
6000.250	Chain
6000.260	Related Amusement Attractions and Inflated Buildings
6000.270	Non-destructive Testing
6000.280	Rollers, Axial Trunnions, and Rope Tows
6000.290	Swing Rides, Merry Go Rounds, and Air-Train Vehicles
6000.300	Water Slides
6000.310	Dry Type Slides
6000.320	Trans
6000.330	Bungee Jumping

AUTHORITY: Implementing and authorized by the Carnival and Amusement Rides Safety Act [430 ILCS 95].

SOURCE: Emergency Rules adopted at 3 Ill. Reg. 7176, effective May 3, 1985, for a maximum of 150 days; emergency expired September 30, 1985; adopted at 10

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

Ill. Reg. 7685, effective April 19, 1986; emergency amendment at 10 Ill. Reg. 1917, effective October 27, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 5866, effective March 24, 1987; amended at 11 Ill. Reg. 13650, effective November 19, 1987; amended at 12 Ill. Reg. 11186, effective June 20, 1988; emergency amendment at 13 Ill. Reg. 5025, effective May 25, 1989, for a maximum of 150 days; emergency expired October 22, 1989; amended at 13 Ill. Reg. 12092, effective February 3, 1992, for a maximum of 150 days; emergency expired 1235, effective February 3, 1992, for a maximum of 150 days; emergency expired July 2, 1990; amended at 15 Ill. Reg. 4199, effective February 28, 1991; emergency amendment at 16 Ill. Reg. 7716, effective May 11, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 1436, effective August 1, 1992; amended at 16 Ill. Reg. 1415, effective September 29, 1992; amended at 17 Ill. Reg. 14910, effective September 1, 1993; amended at 18 Ill. Reg. 11384, effective September 1, 1994; amended at 20 Ill. Reg. _____, effective _____.

Section 6000.10 Definitions

In addition to those definitions found in Section 2-2 of the Carnival and Amusement Rides Safety Act (the Act), ~~the following definitions shall apply for the purposes of this Part:~~

"Annual Inspection" is the official inspection of a ride or device made by the Director of his designee.

"ASNT" is the abbreviation for the American National Standards Institute, Inc., 1430 Broadway, New York, New York 10019.

"ASNTM" is the abbreviation for the American Society for Nondestructive Testing, Inc., 1741 Acilgate Plaza, P.O. Box 49619, Columbus, Ohio 43219-3518.

"ASNTM" is the abbreviation for American Society for Testing and Materials, 3701 Rte. 1900, West Conshohocken, Pennsylvania 19380-1593.

"Department" means Illinois Department of Labor. (Section 2-2 of the Act)

"Director" means the Director of the Illinois Department of Labor or his designee. (Section 2-1 of the Act)

"Dry Slides" means an inclined surface with a change in elevation of twenty feet or more upon which people slide or are conveyed.

"Plunge" means an inclined channel which conveys the water and the slide participant from the top of the slide to the plunge pool.

ILLINOIS REGISTER
CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

ILLINOIS REGISTER
CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

"Middle Rides" are those rides which are designed for 75 pounds or less per passenger.

"Major Alteration" means a change in the type or capacity of an amusement ride or amusement attraction or change in the structure or equipment of an amusement ride or amusement attraction which includes but is not limited to changing its mode of transportation from car-wheeled to a truck or flat-bed mount, and changing its mode of assembly or other operational functions from manual to mechanical or hydraulic.

"Major Breakdown" means a stoppage of operation of an amusement ride or amusement attraction occurring from damage of a structural component.

"Major Rides" are those rides which are designed for more than 75 pounds per passenger unit.

"NFPA" is the abbreviation for National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.

"Operator" means a person or agent of a person, who owns or controls or has the duty to control the operation of an amusement ride or amusement attraction at a carnival or fair. "Operator" includes an agency of the State or any of its political subdivisions (Section 2-2 of the Act). For the purpose of this Part part:

Owner means the person, partnership, company, corporation, or any other entity, or agency of the State or any of its political subdivisions, who owns an amusement ride or amusement attraction.

Agent means a person employed by the Owner to carry out the responsibilities of management on the Owner's behalf.

Manager means a person employed by the Owner and who is responsible to the Agent or the Owner for the day-to-day on-site management of the amusement ride(s) and/or amusement attraction(s).

Attendant means a person employed by the Owner to physically operate an amusement ride or amusement attraction when it is open to the public.

Assistant means a person employed by the Owner to assist the Attendant in operating an amusement ride or amusement attraction when it is open to the public.

"Payment of Fees" as used in this Part shall be deemed made if the

department receives all fees assessed in the form of a check or money order made payable to "Illinois Department of Labor" no later than seven calendar days after the date of inspection.

"Permit" means a permit issued annually by the Department allowing an amusement ride or an amusement attraction unit to be operated in the State of Illinois.

"Plunge Pool" means a pool or artificial body of water into which a person exits from a water slide.

"Public Use" means an operator of an amusement ride or amusement attraction does not prohibit or restrict access to the ride or attraction by members of the community, except as permitted under Section 2-13 of the Act and Section 6000.110 of this Part.

"Reinspection" is an inspection, other than the annual inspection made during the year, as a result of any necessary repairs not being completed while the inspector is on site.

"Serious Injury" means an injury for which treatment by a licensed physician is required.

"Tram" means: Any train, open car, or combination of open cars or wagons guided by the tracks. Other motorized devices which are not necessarily followed by the tracks, which may or may not necessarily follow a fixed or restricted course, and is used primarily for the purpose of giving its passengers amusement, pleasure, thrills or excitement, and for which an individual fee is charged or a donation accepted with the exception of hayrack rides. (Section 2-2 of the Act)

"Water Slide" means a slide which consists of a flume, a plunge pool, a pump reservoir and water treatment facilities where water is pumped to the top of the flume and allowed to flow down the flume to the plunge pool.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

Section 6000.50 Permit and Inspection Fees

Annual permit and inspection fees under this Act will be:

- a) Permit Fees
 - 1) Middle Rides: \$10.00 each
 - 2) Major Rides: \$25.00 each
 - 3) Amusement Attractions: \$25.00 each
 - 4) Ski Lifts, Aerial Tramways, and Rope Tows: \$25.00 each

CARNIVAL-AMUSEMENT SAFETY BOARD

NOTICE OF PROPOSED AMENDMENT(S)

- 5) Inflated Amusement Attractions: \$10.00 each
- 6) Permit issued upon resolution of a Stop Operation Order: \$10.00
- 7) Inspection Fees
 - a) Kiddie Rides: \$20.00 each
 - b) Major Rides: \$50.00 each
- 8) Amusement Attractions: \$50.00 each
- 9) Ski Lifts, Aerial Tramways, and Rope Tows: \$50.00 each
- 10) Inflated Amusement Attractions: \$20.00 each
- 11) Reinspection to resolve a Stop Operation Order: \$25.00 each
- 12) Reinspection: \$20.00 each
- 13) Fees double if not paid within 15 90 days.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

Section 6000.120 Operator Requirements

No amusement ride or amusement attraction shall be operated for public use at a carnival or fair in this State without an attendant or assistant. The attendant or assistant shall be an employee of the owner.

- a) All ride attendants and assistants shall be at least 18 years of age and shall be trained in accordance with the requirements of the Child Labor Law, 48 Ill. Rev. Stat. 1989-04-99, par. 31-1 et seq. (820 ILCS 055).
- b) The attendant shall operate no more than one amusement ride or amusement attraction at any given time, even if automatic timing devices are used to control the time cycle of the ride.
- c) The attendant and assistant shall be trained in the proper use and operation of the ride/attraction as provided for in ASTM F770-82 (1982) and ASTM F933-93 (1983) and shall be an employee of the owner.
- d) The ride attendant or assistant shall ensure that all passenger safety devices are in place around patrons before starting.
- e) The attendant shall be within arms length of the operators station when the ride/attraction is in use.
- f) The ride attendant or assistant shall not operate any ride or attraction while under the influence of alcohol or any drug or medication, or engage in a degree that renders the operator incapable of safely operating the ride/attraction. For the purposes of this Section, the term "under the influence of alcohol or any drug or medication" shall be defined as a drug by Section 12.01 of the Illinois Controlled Substances Act, 625 ILCS 120/12-01, or a drug by Section 12.01 of the Illinois Controlled Substances Act, 625 ILCS 120/12-01.
- g) The attendant or assistant shall ensure that no one is permitted on a ride while carrying any article, i.e., food, beverages, packages, lighted cigarettes, etc., which could endanger the rider or spectators.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

CARNIVAL-AMUSEMENT SAFETY BOARD

NOTICE OF PROPOSED AMENDMENT(S)

Section 6000.220 Electrical Equipment

- a) All electrical equipment must comply with NFPA-70-1996 1997. The National Electrical Code, NFPA-70-1996 1997 is hereby incorporated by reference and does not include any later editions, amendments or corrections. A warning shall be provided for locking out the power source to the amusement ride, amusement attraction, and equipment for the maintenance, repair or inspection. This may be a padlock latch on the main switch.
- b) High Voltage Lines. The outlets for electric power lines carrying more than 120 volts shall be clearly marked by a contrasting color making pen or paint, a name label or a steel stencil imprint to show the voltage.
- c) Outdoor apparatus and wiring. Electrical apparatus and wiring located outdoors shall be of such quality and so constructed or protected that exposure to weather will not interfere with its normal operation.
- d) Grounding:
 - 1) Five wire electrical systems shall be grounded at the main power generator or main distribution panel. The neutral wire and equipment ground shall not be bonded together at any time.
 - 2) All other electrical systems shall have individual ground rods connected to the tie frame, the neutral wire and equipment ground. All ground rods shall be bonded together at any time.
 - 3) Grounds shall be installed to achieve 25 ohms or less resistance to ground.
 - 4) Any motor operating on 50 or more volts shall have its frame grounded.
- e) Overcurrent Protection. Conductors shall be provided with overcurrent protection devices according to load. No such device shall be installed in neutral or grounding conductors.
- f) Receptacles and caps. All receptacles and attachment caps shall be of the grounding type.
- g) Each amusement ride or amusement attraction not designed to be controlled directly by the passenger shall be provided with a fused power disconnect switch placed within arms length of the attendant's station.
- h) 50-00 circuits:
 - 1) The suspension of operation after a system shutdown caused by loss of power, restoration of a safety circuit or stop shall require manual re-starting of the system to resume operation.
 - 2) Emergency lighting. Effective January 1, 1996, if an amusement ride or amusement attraction carries a darkened interior during operation each building or structure shall be equipped with a battery powered emergency lighting system. In addition to a manual switch at the attendant's station, the system shall activate automatically when either a power failure occurs or the smoke and fire detection alarm

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

sounds.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Extension of Service to Additional Counties
- 2) Code Citation: 50 Ill. Adm. Code 5602
- 3) Section Numbers: 5602.10
Proposed Action: Repealed
- 4) Statutory Authority: Implementing and authorized by the Medical Service Plan Act (Ill. Rev. Stat. 1981, ch. 32, pars. 563 et seq., as repealed by P.A. 86-600, effective September 1, 1989).
- 5) A Complete Description of the Subjects and Issues Involved: In an effort to keep the Department's Administrative Code current and to allow for future expansion, the Department has been doing a number of recodifications. During routine housekeeping, the Department discovered that Part 5602 which implemented Section 563 of the Medical Service Plan Act had been repealed by P.A. 86-600 effective September 1, 1989. It therefore is no longer necessary and is being repealed.
- 6) Will this proposed repealer replace emergency rule currently in effect?
No
- 7) Does this repealer contain an automatic repeal date? No
- 8) Does this proposed repealer contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rule will not necessitate that a local government establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Denise Fuchs	Mary Meyer
Rules Unit Supervisor	Paralegal
Department of Insurance	Department of Insurance
320 West Washington	320 West Washington
Springfield, IL 62767	Springfield, IL 62767
(217) 795-5560	(217) 795-4200
- 12) Initial Regulatory Flexibility Analysis: The Department has determined that this rule will not impact small businesses.
- 13) Regulatory Agenda on which this rulemaking was summarized: This rule was

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED REPEALER

not included on the 2 most recent agendas because: The necessity to repeal Part 5602 was only discovered through routine housekeeping; therefore, the Department was not aware of the need to repeal Part 5602 at the time the regulatory agenda was submitted.

The full text of the Proposed Repealer begins on the next page:

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED REPEALER

TITLE 90: INSURANCE

CHAPTER 11: DEPARTMENT OF INSURANCE

SUBCHAPTER VII: MEDICAL SERVICE PLAN CORPORATIONS

PART 5602

EXTENSION OF SERVICE TO ADDITIONAL COUNTIES (REPEALED)

Section

5602.10 Request for Approval to Extend Service

AUTHORITY: Implementing and authorized by The Medical Service Plan Act (Ill. Rev. Stat. 1981, ch. 32, pars. 563 et seq.).

SOURCE: Filed July 11, 1989; codified at 7 Ill. Reg. 2373; repealed at 20 Ill. Reg. _____, effective _____.

Section 5602.10 Request for Approval to Extend Service

The procedure to be followed by Medical Service Plan Corporations for requesting the approval of the Director of Insurance for authority to extend operations in additional counties in Illinois shall be as follows:

- The trustees of the Medical Service Plan Corporation, by affirmative vote of a majority of the trustees, shall make application to the Director of Insurance and the Secretary of the State for approval to extend operations in additional counties and amending the charter, if applicable.
- The Corporation shall obtain an affidavit, signed by the President or Secretary of the County Medical Association in which the service is sought to be extended, showing that fifty-one percent or more of the licensed physicians residing and in active private practice therein have become participating members by written agreement with the Corporation.
- A certified copy of the resolution of the trustees and two copies of the charter, if amended, and the affidavit of the officer of the County or Area Medical Association shall accompany the letter of transmittal requesting the approval of the Director of Insurance to extend operations into the additional county or counties.
- Each such request for extension of operations shall be accompanied by:
 - A financial statement showing the assets, liabilities and surplus of the Corporation as of the end of the preceding month.
 - A list of the counties in which the Corporation is authorized to operate prior to any such requested extension of service.

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

than 25,000 pounds per year of any individual ITAC, or that otherwise use more than 10,000 pounds per year of any individual ITAC.

- B) Reporting, bookkeeping or other procedures required for compliance of ITACs and sources will be required to assess and report emissions of ITACs over the specified thresholds and will be required to maintain data supporting these calculations at the source for a period of three years. Upon request of the Agency, affected sources will also be required to report information relating to see agency.

- C) Times of professional skills necessary for compliance: Engineering or environmental compliance.

13) Regulatory Agenda on which this rulemaking was summarized: January 1996

The full text of the Proposed Amendment begins on the next page:

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER 1: POLLUTION CONTROL
SUBCHAPTER 4: TOXIC AIR CONTAMINANTS

PART 212

TOXIC AIR CONTAMINANTS

SUBPART A: GENERAL PROVISIONS

Section	
232.100	Introduction
232.110	Incorporations by Reference
232.120	Definitions
232.130	Applicability
	SUBPART B: DETERMINATION OF A TOXIC AIR CONTAMINANT
Section	
232.200	Characteristics for Determining a Toxic Air Contaminant
	SUBPART C: PROCEDURES FOR EVALUATING CHARACTERISTICS OF A TOXIC AIR CONTAMINANT
Purpose	
232.300	Procedures for Determining the Toxicity Score
232.320	Carcinogen Classification

SUBPART D: SOURCE IDENTIFICATION REQUIREMENTS

Section	
232.400	Purpose
232.410	Applicability
232.420	ITAC Source Report
232.430	Emissions Report Certification
232.440	Failure to Receive an ITAC Source Report
232.450	Emissions Report
232.460	Recordkeeping Data
232.470	Recordkeeping Records
232.480	Recordkeeping Additional Information
232.490	Recordkeeping of Emissions

SUBPART E: LISTING AND DELISTING

Section	
232.500	Procedures for Listing and Delisting Toxic Air Contaminants
232.501	Listing of Federal Hazardous Air Pollutants, Great Lakes Toxic Compounds and Great Waters Program Toxic Compounds

Commission

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

APPENDIX A List of Toxic Air Contaminants
APPENDIX B Additional Procedures for Calculating the Chronic Toxicity Score

APPENDIX C Carcinogens (Categories A, B1 and B2) listed on the Integrated Risk Information System (IRIS) as of December 31, 1989 (United States Environmental Protection Agency, Office of Health and Environmental Assessment)

AUTHORITY: Implementing Section 9.5 and authorized by Section 27 of the Environmental Protection Act (415 ILCS 5/9.5 and 27).

SOURCE: Adopted in R30-1 at 16 Ill. Reg. 14592, effective October 18, 1993; amended in R36-1 at 20 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 212.120 Definitions

The definitions of 35 Ill. Adm. Code 201 and 211 partially survive and shall apply to this Part, as well as the definitions contained in this Section. Where a definition contained in this Section is more specific than those found in 35 Ill. Adm. Code 201 and 211 partially survive, it must take precedence in application of this Part.

"ACGIH" means the American Conference of Governmental Industrial Hygienists.

"Adverse health effect" means a health injury or disease that may be produced by exposure to a contaminant. This includes any decrement in the function of an organ or organ system, including any subclinical organ lesion that is likely to lead to a decrement in an organ or organ system function.

"Commercial fuel" means:

- a) Any fuel offered for final sale for use in combustion processes;
- b) Any tarsol fuel generated as a by-product at a source for which the source has been issued an operating permit to use such fuel intensively in combustion processes, including internal removal engines; or
- c) Any waste derived fuel for which an operating permit has been issued and which represents no more than five percent (5%) of weight on a daily basis of total fuel used in combustion processes by a source.

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

"Critical gestation days" means the days during which the formation and differentiation of organs and organ systems occurs during embryonic development.

"Basis-of-Emission" or "Banned" means any non-needs-based release into the atmosphere from an emission source or air pollution control equipment of negative emissions defined according to 35 Ill. Adm. Code 201-121.

"Toxic emissions" is defined according to 35 Ill. Adm. Code 203.124.

"IARC" means the World Health Organization's International Agency for Research on Cancer.

"IRIS" means the US EPA's Integrated Risk Information System.

"Illinois Toxic Air Contaminant" (ITAC) means any toxic air contaminant listed pursuant to 35 Ill. Adm. Code 212, excluding specifically coke oven gas; any hazardous air pollutant (HAP) now or hereafter listed under Section 112(b) of the Clean Air Act (CAA), as amended; and any pollutant or contaminant listed as a compound of concern under the Great Waters Program under Section 112(m) of the CAA.

"ITAC Source Report" means the report that the Agency provides to the source that lists data fields for the information required in the emissions report for Subpart D of this Part, and contains the information, if any, that previously has been reported to the Agency for those data fields.

"LC50" means the concentration in air of a contaminant that kills, or is estimated to kill, 50 per cent of a population of laboratory animals where the exposure is brief (8 hours or less) and where the route of exposure is inhalation.

"LD50" means the dose of a contaminant that kills, or is estimated to kill, 50 percent of a population of laboratory animals where the route of exposure is ingestion.

"Lowest observed adverse effect level" means the lowest experimentally determined dose at which a statistically or biologically significant indication of the toxic effect of concern is observed.

"Manufacture" means, for the purpose of 35 Ill. Adm. Code 212.400 through 212.410 of this Part, to produce, prepare, or compound a listed ITAC, and includes incidental product of an ITAC (e.g., as a by-product or impurity) as a result of the manufacture, processing or

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

otherwise use or treatment of one or more chemical substances not an ITAC. An ITAC intentionally incorporated into a product is considered to be manufactured.

"NTP" means the United States Department of Health and Human Services, Public Health Services' National Toxicological Program.

"New emission source" means an emission source where air pollution control equipment for which a construction permit is required by 35 Ill. Adm. Code 312.450 after the effective date of these rules or an emission source at an existing construction permit for which an operating permit is required by 35 Ill. Adm. Code 312.450 where the owner or operator failed to apply for a construction permit and applies for the first operating permit.

"No observed effect" means the condition where no adverse health effect has been detected.

"Otherwise use" means, for the purposes of 35 Ill. Adm. Code 312.400 through 312.450 of this Part, any activity involving a listed ITAC as a source that does not fall within the definition of "manufacture" or "process".

"Process" means, for the purposes of 35 Ill. Adm. Code 312.400 through 312.450 of this Part, the separation of an ITAC after its manufacture for distribution in commerce in the same physical state as, or in a different form or physical state from, that in which it was received by the source, or preparation that produces a change in physical state or chemical form.

"Process" means to melt, have the meaning as set forth in 35 Ill. Adm. Code Section 312.450.

"Toxic air contaminant" (TAC) means a contaminant identified pursuant to section 312.400 of Section 312.451 of this Part and listed in Section 312.451 of this Part.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

SUBPART D1. SOURCE IDENTIFICATION REQUIREMENTS

Section 312.400 Purpose

This Subpart establishes identification and reporting requirements for new and existing sources that emit Illinois Toxic Air Contaminants.

(Source: Added at 20 Ill. Reg. _____, effective _____)

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

_____)

Section 312.410 Applicability

a) This Subpart shall apply to any owner or operator of a source that manufactures, processes or stores 25,000 lbs. or more of any individual ITAC in any calendar year or otherwise uses 10,000 lbs. of any individual ITAC in any calendar year.

b) This Subpart shall not apply to the following:

- 1) Retail dry cleaning operations;
- 2) Retail and noncommercial storage and handling of motor fuels;
- 3) Commercial processes, including internal combustion engines, using only commercial fuel; and
- 4) Equipment and operations which are exempt from permitting requirements pursuant to 35 Ill. Adm. Code 312.116.

c) If an ITAC is present in a mixture of chemicals at a source at a concentration below one percent (0.01) by weight, or one-tenth of one percent (0.01) by weight in the case of an ITAC which is a radioactive listed in Appendix C of this Part, an owner or operator is exempt from this Subpart. It is not required to consider the quantity of the ITAC in such mixture when determining whether an applicable threshold has been met under subsection a) of this Section. It is not required to determine the amount of emissions to be reported under Section 312.410 of this Part.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 312.420 ITAC Source Report

a) On or before April 1, 1997, the Agency shall provide to the owner or operator of a source subject to this Subpart the ITAC Source Report. The ITAC Source Report shall contain all data fields for the information required under this Subpart.

b) The information on emissions provided by the owner or operator of a source in the emissions report shall be based on the best information available to the owner or operator and that is reflective of the operations of the source and its ITAC emissions.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 312.421 Emissions Report Certification

All emission reports filed pursuant to this Subpart shall contain the following certification statement: "All emissions data verified, modified or provided in behalf of the source named above represents the best available information and is true and accurate to the best of my knowledge." The certification statement shall be signed by an individual responsible for the accuracy of the emissions

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

report who will take legal responsibility for the information verified or reported therein. The certification statement shall be accompanied by the full name, title, actual signature, date of signature, and a telephone number of the individual signing the emissions report.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 232.423 Failure to Receive an ITAC Source Report

Failure to receive the ITAC Source Report from the Agency shall not relieve an Owner or Operator from the obligation to file a complete emissions report. Any Owner or Operator who does not receive the ITAC Source Report on or before April 1, 1997, may contact the Agency to request the ITAC Source Report.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 232.430 Emissions Report

a) On or before July 1, 1997, the owner or operator of a source subject to this Subpart shall file an emissions report for the calendar year 1996 which shall include the following information:

- 1) Emissions from a process unit resulting from a process unit which is subject to the requirements of this Subpart, as determined by the Agency pursuant to Section 232.430 of this Part; and
 - 2) Emissions from a process unit resulting from a process unit which is not subject to the requirements of this Subpart, as determined by the Agency pursuant to Section 232.430 of this Part.
- b) The following emissions of TACs shall be excluded from the emissions report of a source subject to this Subpart:
- 1) Emissions of TACs from an emission unit which, in the calendar year 1996, are less than one-half (0.5) TPY.
 - 2) Emissions from a process unit resulting from a process unit which is not subject to the requirements of this Subpart, as determined by the Agency pursuant to Section 232.430 of this Part.
 - 3) Emissions from a process unit resulting from a process unit which is not subject to the requirements of this Subpart, as determined by the Agency pursuant to Section 232.430 of this Part.
 - 4) Emissions of TACs from a process unit which, in the calendar year 1996, are less than one-half (0.5) TPY.

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

2) If a source becomes subject to this Subpart on or after January 1, 1996, the owner or operator of the source shall submit an emissions report to the Agency on or before July 1 of the year following the date the source becomes subject to this Subpart for the period from the date the source first becomes subject to this Subpart through the end of the calendar year before the year the first report from such source is due under this Subpart. Such emissions report shall contain all of the information listed in subsections a(1), (3)(2), and (3)(3) of this Section and any additional information requested by the Agency pursuant to Section 232.430 of this Part. Any such emissions report shall satisfy the requirements of this Part. Sections 232.430, 232.431, 232.432, 232.433, 232.434, 232.435, 232.436, 232.437, 232.438, 232.439, 232.440, 232.441, 232.442, 232.443, 232.444, 232.445, 232.446, 232.447, 232.448, 232.449, 232.450, 232.451, 232.452, 232.453, 232.454, 232.455, 232.456, 232.457, 232.458, 232.459, 232.460, 232.461, 232.462, 232.463, 232.464, 232.465, 232.466, 232.467, 232.468, 232.469, 232.470, 232.471, 232.472, 232.473, 232.474, 232.475, 232.476, 232.477, 232.478, 232.479, 232.480, 232.481, 232.482, 232.483, 232.484, 232.485, 232.486, 232.487, 232.488, 232.489, 232.490, 232.491, 232.492, 232.493, 232.494, 232.495, 232.496, 232.497, 232.498, 232.499, 232.500, 232.501, 232.502, 232.503, 232.504, 232.505, 232.506, 232.507, 232.508, 232.509, 232.510, 232.511, 232.512, 232.513, 232.514, 232.515, 232.516, 232.517, 232.518, 232.519, 232.520, 232.521, 232.522, 232.523, 232.524, 232.525, 232.526, 232.527, 232.528, 232.529, 232.530, 232.531, 232.532, 232.533, 232.534, 232.535, 232.536, 232.537, 232.538, 232.539, 232.540, 232.541, 232.542, 232.543, 232.544, 232.545, 232.546, 232.547, 232.548, 232.549, 232.550, 232.551, 232.552, 232.553, 232.554, 232.555, 232.556, 232.557, 232.558, 232.559, 232.560, 232.561, 232.562, 232.563, 232.564, 232.565, 232.566, 232.567, 232.568, 232.569, 232.570, 232.571, 232.572, 232.573, 232.574, 232.575, 232.576, 232.577, 232.578, 232.579, 232.580, 232.581, 232.582, 232.583, 232.584, 232.585, 232.586, 232.587, 232.588, 232.589, 232.590, 232.591, 232.592, 232.593, 232.594, 232.595, 232.596, 232.597, 232.598, 232.599, 232.600, 232.601, 232.602, 232.603, 232.604, 232.605, 232.606, 232.607, 232.608, 232.609, 232.610, 232.611, 232.612, 232.613, 232.614, 232.615, 232.616, 232.617, 232.618, 232.619, 232.620, 232.621, 232.622, 232.623, 232.624, 232.625, 232.626, 232.627, 232.628, 232.629, 232.630, 232.631, 232.632, 232.633, 232.634, 232.635, 232.636, 232.637, 232.638, 232.639, 232.640, 232.641, 232.642, 232.643, 232.644, 232.645, 232.646, 232.647, 232.648, 232.649, 232.650, 232.651, 232.652, 232.653, 232.654, 232.655, 232.656, 232.657, 232.658, 232.659, 232.660, 232.661, 232.662, 232.663, 232.664, 232.665, 232.666, 232.667, 232.668, 232.669, 232.670, 232.671, 232.672, 232.673, 232.674, 232.675, 232.676, 232.677, 232.678, 232.679, 232.680, 232.681, 232.682, 232.683, 232.684, 232.685, 232.686, 232.687, 232.688, 232.689, 232.690, 232.691, 232.692, 232.693, 232.694, 232.695, 232.696, 232.697, 232.698, 232.699, 232.700, 232.701, 232.702, 232.703, 232.704, 232.705, 232.706, 232.707, 232.708, 232.709, 232.710, 232.711, 232.712, 232.713, 232.714, 232.715, 232.716, 232.717, 232.718, 232.719, 232.720, 232.721, 232.722, 232.723, 232.724, 232.725, 232.726, 232.727, 232.728, 232.729, 232.730, 232.731, 232.732, 232.733, 232.734, 232.735, 232.736, 232.737, 232.738, 232.739, 232.740, 232.741, 232.742, 232.743, 232.744, 232.745, 232.746, 232.747, 232.748, 232.749, 232.750, 232.751, 232.752, 232.753, 232.754, 232.755, 232.756, 232.757, 232.758, 232.759, 232.760, 232.761, 232.762, 232.763, 232.764, 232.765, 232.766, 232.767, 232.768, 232.769, 232.770, 232.771, 232.772, 232.773, 232.774, 232.775, 232.776, 232.777, 232.778, 232.779, 232.780, 232.781, 232.782, 232.783, 232.784, 232.785, 232.786, 232.787, 232.788, 232.789, 232.790, 232.791, 232.792, 232.793, 232.794, 232.795, 232.796, 232.797, 232.798, 232.799, 232.800, 232.801, 232.802, 232.803, 232.804, 232.805, 232.806, 232.807, 232.808, 232.809, 232.810, 232.811, 232.812, 232.813, 232.814, 232.815, 232.816, 232.817, 232.818, 232.819, 232.820, 232.821, 232.822, 232.823, 232.824, 232.825, 232.826, 232.827, 232.828, 232.829, 232.830, 232.831, 232.832, 232.833, 232.834, 232.835, 232.836, 232.837, 232.838, 232.839, 232.840, 232.841, 232.842, 232.843, 232.844, 232.845, 232.846, 232.847, 232.848, 232.849, 232.850, 232.851, 232.852, 232.853, 232.854, 232.855, 232.856, 232.857, 232.858, 232.859, 232.860, 232.861, 232.862, 232.863, 232.864, 232.865, 232.866, 232.867, 232.868, 232.869, 232.870, 232.871, 232.872, 232.873, 232.874, 232.875, 232.876, 232.877, 232.878, 232.879, 232.880, 232.881, 232.882, 232.883, 232.884, 232.885, 232.886, 232.887, 232.888, 232.889, 232.890, 232.891, 232.892, 232.893, 232.894, 232.895, 232.896, 232.897, 232.898, 232.899, 232.900, 232.901, 232.902, 232.903, 232.904, 232.905, 232.906, 232.907, 232.908, 232.909, 232.910, 232.911, 232.912, 232.913, 232.914, 232.915, 232.916, 232.917, 232.918, 232.919, 232.920, 232.921, 232.922, 232.923, 232.924, 232.925, 232.926, 232.927, 232.928, 232.929, 232.930, 232.931, 232.932, 232.933, 232.934, 232.935, 232.936, 232.937, 232.938, 232.939, 232.940, 232.941, 232.942, 232.943, 232.944, 232.945, 232.946, 232.947, 232.948, 232.949, 232.950, 232.951, 232.952, 232.953, 232.954, 232.955, 232.956, 232.957, 232.958, 232.959, 232.960, 232.961, 232.962, 232.963, 232.964, 232.965, 232.966, 232.967, 232.968, 232.969, 232.970, 232.971, 232.972, 232.973, 232.974, 232.975, 232.976, 232.977, 232.978, 232.979, 232.980, 232.981, 232.982, 232.983, 232.984, 232.985, 232.986, 232.987, 232.988, 232.989, 232.990, 232.991, 232.992, 232.993, 232.994, 232.995, 232.996, 232.997, 232.998, 232.999, 233.000, 233.001, 233.002, 233.003, 233.004, 233.005, 233.006, 233.007, 233.008, 233.009, 233.010, 233.011, 233.012, 233.013, 233.014, 233.015, 233.016, 233.017, 233.018, 233.019, 233.020, 233.021, 233.022, 233.023, 233.024, 233.025, 233.026, 233.027, 233.028, 233.029, 233.030, 233.031, 233.032, 233.033, 233.034, 233.035, 233.036, 233.037, 233.038, 233.039, 233.040, 233.041, 233.042, 233.043, 233.044, 233.045, 233.046, 233.047, 233.048, 233.049, 233.050, 233.051, 233.052, 233.053, 233.054, 233.055, 233.056, 233.057, 233.058, 233.059, 233.060, 233.061, 233.062, 233.063, 233.064, 233.065, 233.066, 233.067, 233.068, 233.069, 233.070, 233.071, 233.072, 233.073, 233.074, 233.075, 233.076, 233.077, 233.078, 233.079, 233.080, 233.081, 233.082, 233.083, 233.084, 233.085, 233.086, 233.087, 233.088, 233.089, 233.090, 233.091, 233.092, 233.093, 233.094, 233.095, 233.096, 233.097, 233.098, 233.099, 233.100, 233.101, 233.102, 233.103, 233.104, 233.105, 233.106, 233.107, 233.108, 233.109, 233.110, 233.111, 233.112, 233.113, 233.114, 233.115, 233.116, 233.117, 233.118, 233.119, 233.120, 233.121, 233.122, 233.123, 233.124, 233.125, 233.126, 233.127, 233.128, 233.129, 233.130, 233.131, 233.132, 233.133, 233.134, 233.135, 233.136, 233.137, 233.138, 233.139, 233.140, 233.141, 233.142, 233.143, 233.144, 233.145, 233.146, 233.147, 233.148, 233.149, 233.150, 233.151, 233.152, 233.153, 233.154, 233.155, 233.156, 233.157, 233.158, 233.159, 233.160, 233.161, 233.162, 233.163, 233.164, 233.165, 233.166, 233.167, 233.168, 233.169, 233.170, 233.171, 233.172, 233.173, 233.174, 233.175, 233.176, 233.177, 233.178, 233.179, 233.180, 233.181, 233.182, 233.183, 233.184, 233.185, 233.186, 233.187, 233.188, 233.189, 233.190, 233.191, 233.192, 233.193, 233.194, 233.195, 233.196, 233.197, 233.198, 233.199, 233.200, 233.201, 233.202, 233.203, 233.204, 233.205, 233.206, 233.207, 233.208, 233.209, 233.210, 233.211, 233.212, 233.213, 233.214, 233.215, 233.216, 233.217, 233.218, 233.219, 233.220, 233.221, 233.222, 233.223, 233.224, 233.225, 233.226, 233.227, 233.228, 233.229, 233.230, 233.231, 233.232, 233.233, 233.234, 233.235, 233.236, 233.237, 233.238, 233.239, 233.240, 233.241, 233.242, 233.243, 233.244, 233.245, 233.246, 233.247, 233.248, 233.249, 233.250, 233.251, 233.252, 233.253, 233.254, 233.255, 233.256, 233.257, 233.258, 233.259, 233.260, 233.261, 233.262, 233.263, 233.264, 233.265, 233.266, 233.267, 233.268, 233.269, 233.270, 233.271, 233.272, 233.273, 233.274, 233.275, 233.276, 233.277, 233.278, 233.279, 233.280, 233.281, 233.282, 233.283, 233.284, 233.285, 233.286, 233.287, 233.288, 233.289, 233.290, 233.291, 233.292, 233.293, 233.294, 233.295, 233.296, 233.297, 233.298, 233.299, 233.300, 233.301, 233.302, 233.303, 233.304, 233.305, 233.306, 233.307, 233.308, 233.309, 233.310, 233.311, 233.312, 233.313, 233.314, 233.315, 233.316, 233.317, 233.318, 233.319, 233.320, 233.321, 233.322, 233.323, 233.324, 233.325, 233.326, 233.327, 233.328, 233.329, 233.330, 233.331, 233.332, 233.333, 233.334, 233.335, 233.336, 233.337, 233.338, 233.339, 233.340, 233.341, 233.342, 233.343, 233.344, 233.345, 233.346, 233.347, 233.348, 233.349, 233.350, 233.351, 233.352, 233.353, 233.354, 233.355, 233.356, 233.357, 233.358, 233.359, 233.360, 233.361, 233.362, 233.363, 233.364, 233.365, 233.366, 233.367, 233.368, 233.369, 233.370, 233.371, 233.372, 233.373, 233.374, 233.375, 233.376, 233.377, 233.378, 233.379, 233.380, 233.381, 233.382, 233.383, 233.384, 233.385, 233.386, 233.387, 233.388, 233.389, 233.390, 233.391, 233.392, 233.393, 233.394, 233.395, 233.396, 233.397, 233.398, 233.399, 233.400, 233.401, 233.402, 233.403, 233.404, 233.405, 233.406, 233.407, 233.408, 233.409, 233.410, 233.411, 233.412, 233.413, 233.414, 233.415, 233.416, 233.417, 233.418, 233.419, 233.420, 233.421, 233.422, 233.423, 233.424, 233.425, 233.426, 233.427, 233.428, 233.429, 233.430, 233.431, 233.432, 233.433, 233.434, 233.435, 233.436, 233.437, 233.438, 233.439, 233.440, 233.441, 233.442, 233.443, 233.444, 233.445, 233.446, 233.447, 233.448, 233.449, 233.450, 233.451, 233.452, 233.453, 233.454, 233.455, 233.456, 233.457, 233.458, 233.459, 233.460, 233.461, 233.462, 233.463, 233.464, 233.465, 233.466, 233.467, 233.468, 233.469, 233.470, 233.471, 233.472, 233.473, 233.474, 233.475, 233.476, 233.477, 233.478, 233.479, 233.480, 233.481, 233.482, 233.483, 233.484, 233.485, 233.486, 233.487, 233.488, 233.489, 233.490, 233.491, 233.492, 233.493, 233.494, 233.495, 233.496, 233.497, 233.498, 233.499, 233.500, 233.501, 233.502, 233.503, 233.504, 233.505, 233.506, 233.507, 233.508, 233.509, 233.510, 233.511, 233.512, 233.513, 233.514, 233.515, 233.516, 233.517, 233.518, 233.519, 233.520, 233.521, 233.522, 233.523, 233.524, 233.525, 233.526, 233.527, 233.528, 233.529, 233.530, 233.531, 233.532, 233.533, 233.534, 233.535, 233.536, 233.537, 233.538, 233.539, 233.540, 233.541, 233.542, 233.543, 233.544, 233.545, 233.546, 233.547, 233.548, 233.549, 233.550, 233.551, 233.552, 233.553, 233.554, 233.555, 233.556, 233.557, 233.558, 233.559, 233.560, 233.561, 233.562, 233.563, 233.564, 233.565, 233.566, 233.567, 233.568, 233.569, 233.570, 233.571, 233.572, 233.573, 233.574, 233.575, 233.576, 233.577, 233.578, 233.579, 233.580, 233.581, 233.582, 233.583, 233.584, 233.585, 233.586, 233.587, 233.588, 233.589, 233.590, 233.591, 233.592, 233.593, 233.594, 233.595, 233.596, 233.597, 233.598, 233.599, 233.600, 233.601, 233.602, 233.603, 233.604, 233.605, 233.606, 233.607, 233.608, 233.609, 233.610, 233.611, 233.612, 233.613, 233.614, 233.615, 233.616, 233.617, 233.618, 233.619, 233.620, 233.621, 233.622, 233.623, 233.624, 233.625, 233.626, 233.627, 233.628, 233.629, 233.630, 233.631, 233.632, 233.633, 233.634, 233.635, 233.636, 233.637, 233.638, 233.639, 233.640, 233.641, 233.642, 233.643, 233.644, 233.645, 233.646, 233.647, 233.648, 233.649, 233

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

- 1) Use reasonable engineering estimates of total emissions of individual toxic substances to an emissions determination method which is not specified in the regulations. The estimates shall be based on the best available information and shall be certified that such data represents the best available information and is true and accurate to the best of his/her knowledge or
- 2) If available, use monitoring or measuring data collected pursuant to other provisions of law or regulation.
- b) Nothing in this Subpart requires the monitoring or measurement of the quantities, concentrations, or frequency of emissions of any ITAC beyond any monitoring or measurement required under other provisions of law or regulation.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 232.450 Retention of Records/Additional Information

- a) For purposes of modeling and conducting assessments of information submitted under this Subpart, the owner shall retain and shall make available for documentation or additional information for any emissions report submitted by a source, including:
 - 1) Identification by generic name and Chemical Abstract Service (CAS) number the source's emissions of each ITAC by emission unit, with maximum hourly emission rates in lbs/hr and actual annual emissions in TPY and the source's fugitive emissions of each ITAC in TPY;
 - 2) Operating data, exhaust point information and, if applicable, control device information for each emission unit; and
 - 3) Copies of engineering estimate calculations, mass balance calculations, and any other information or documentation used by the owner or operator of a source in generating an emissions report.
- b) All records and calculations upon which the data submitted in the emissions report is based must be retained by the source for a minimum of 3 years following the date the emissions report is submitted. The owner or operator of a source shall provide requested information in a format acceptable to the Agency within 60 days after the receipt of the request.
- c) Nothing in this section shall be interpreted to impose upon any source subject to this Subpart any additional monitoring which is not otherwise required by applicable rules or a permit condition.

(Source: Added at 20 Ill. Reg. _____, effective _____)

Section 232.460 Reporting of Errors

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

If, after submitting any emissions report required by this Subpart, the owner or operator of the source discovers any errors in data reported, the owner or operator shall notify the Agency of the error in writing and shall provide the Agency with the correct data. The notification and correction shall be conveyed to the Agency within sixty (60) days after the owner's or operator's discovery of the error. The corrected data shall be certified in accordance with Section 232.421 of this Part.

(Source: Added at 20 Ill. Reg. _____, effective _____)

SUBPART B: LISTING AND DELISTING

Section 232.501 Listing of Federal Hazardous Air Pollutants, Great Lakes Commission Toxic Compounds and Great Waters Program Toxic Compounds

Notwithstanding the provisions of Section 232.510 of this Part, all chemicals listed in the Federal Hazardous Air Pollutants List, the Great Lakes Commission Toxic Compounds List, and the Great Waters Program Toxic Compounds List, as amended, in 232.510(a)(1)(b) and all chemicals targeted as toxic compounds or chemicals by the Great Lakes Commission or under the United States Environmental Protection Agency's "Great Waters" program which are not currently listed as toxic air contaminants under this Part, are hereby listed as toxic air contaminants under Appendix A of this Part. The listing of hazardous air pollutants and other toxic compounds or chemicals as toxic air contaminants under this Section is without reference to the listing procedures of Section 232.500 of this Part.

(Source: Added at 20 Ill. Reg. _____, effective _____)

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

Propane sulfone [1,3-Propane sulfone]
 beta-Propiolactone
 Propionaldehyde
 Propoxur [Bavon]
 Propyleneimine [1,2-Propylinimine(2-Methyl
 sulfide)]
 Propylene oxide
 Pyrene
 Quinoline
 Quinone
 Sodium borate
 Styrone
 Styrene oxide
 Sulfate
 Sulfate
 Sulfuric acid
 Tetrafluor
 1,2,3,4-Tetrachlorobenzene
 1,2,4,5-Tetrachlorobenzene
 1,1,2,2-Tetrachloroethane
 Tetrachloroethylene [tetrachloroethylene]
 2,3,7,8-Tetrachlorodibenzo-p-dioxin
 [2,3,7,8-TCDD]
 4,4'-Thiodianiline
 Thiophenol
 Thiourea
 Thionyl chloride
 Titanium tetrachloride
 Toluene-1,4-diisocyanate [2,4-Toluene
 diisocyanate]
 Toluene-1,6-diisocyanate
 o-Toluidine
 o-Toluidine hydrochloride
 p-Toluidine
 Tracopene
 1,1,4-Trichlorobenzene
 1,1,2-Trichloroethane
 Trichloroethylene
 2,4,5-Trichlorophenol
 2,4,6-Trichlorophenol
 Trinitroaniline
 Trinitrobenzene
 1,2,4-Trinitroethyl benzene
 2,4,6-Trinitrotoluene
 2,2,4-Trimeethylbenzene
 Tris(2,3-dibromopropyl) phosphate

1120-71-4*
 59-57-3*
 103-38-6*
 114-26-1*
 75-15-9*
 75-16-9*
 129-00-0*
 92-32-4*
 106-51-1*
 7782-19-2*
 1303-36-4*
 100-42-5*
 98-09-3*
 98-06-7*
 7664-33-9*
 13071-79-9*
 634-66-2*
 25-34-3*
 79-34-5*
 127-18-1*
 1766-21-6*
 139-56-1*
 108-98-5*
 62-56-6*
 1314-20-1*
 7550-45-0*
 108-88-3*
 584-84-9*
 91-08-7*
 95-53-4*
 636-21-5*
 106-49-0*
 8001-35-2*
 120-82-1*
 79-20-3*
 99-01-6*
 93-72-3*
 93-72-3*
 21-11-3*
 1482-39-8*
 2551-11-7*
 95-43-6*
 118-96-7*
 540-54-1*
 176-72-7*

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

Urethan blue
 Urethane [Styryl carbamate]
 Vinyl acetate
 Vinyl chloride
 Vinyl chloride
 Vinylidene chloride [1,1-dichloroethylene]
 Xylenes [isomers and mixture]
 o-Xylenes
 m-Xylenes
 p-Xylenes
 Anthracycline compounds*
 Includes any unique chemical
 substance that contains anthracycline
 as part of that chemical's infrastructure
 Arsenic compounds*
 Includes any unique chemical
 substance that contains arsenic as part of that chemical's
 infrastructure
 Beryllium compounds*
 Includes any unique chemical
 substance that contains beryllium as part of that
 chemical's infrastructure
 Cadmium compounds*
 Includes any unique chemical substance
 that contains cadmium as part of that
 chemical's infrastructure
 Chromium compounds*
 Includes any unique chemical substance
 that contains chromium as part of that
 chemical's infrastructure
 Cobalt compounds*
 Includes any unique chemical substance
 that contains cobalt as part of that
 chemical's infrastructure
 Cyanide compounds*
 (X)pos) CN(neg) Where X = H(pos) or
 any other group where a formal dissociation
 can be made. For example, KCN or Ca(CN)(2)

72-51-1*
 95-01-7*
 106-69-8*
 93-10-2*
 75-01-18*
 75-35-18*
 1330-10-7*
 95-47-6*
 106-18-3*
 106-12-3*

--

--

--

--

--

--

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 1) **Heading of the Part:** Aid to Families with Dependent Children
- 2) **Code Citation:** 69 Ill. Adm. Code 112
- 3) **Section Number:** 112.130
Proposed Action: Amendment
- 4) **Statutory Authority:** Section 12-13 of the Illinois Public Aid Code (305 ILCS 5-12-13) and 45 CFR 400.104.
- 5) **Complete Description of the Subjects and Issues Involved:** In compliance with federal regulations at 45 CFR 400.104, these proposed amendments add medical extension provisions for Refugee cases with earnings. This rulemaking provides guidelines for the extension of medical assistance to Refugee cases whose cash assistance case is cancelled due to new or increased earnings from employment or whose medical assistance case could be placed in spend-down status due to new or increased earnings from employment.
As a result of these proposed amendments, a medical extension will be issued to Refugee Assistance cases. Despite earnings. The medical extension will run for a period of four months or until the Refugee Assistance case is cancelled. The time-eligibility period for refugee medical assistance, whichever is less.
- 6) **Will these proposed amendments replace emergency amendments currently in effect?** No
- 7) **Does this rulemaking contain an automatic repeal date?** No
- 8) **Do these proposed amendments contain incorporations by reference?** No
- 9) **Are there any other proposed amendments pending on this Part?** Yes

Section	Proposed Action	Illinois Register Citation
112.56	New Section	August 16, 1996 (20 Ill. Reg. 10766)
112.57	Amendment	April 26, 1996 (20 Ill. Reg. 3965)
112.59	Amendment	June 28, 1996 (20 Ill. Reg. 3433)
112.51	Amendment	June 28, 1996 (20 Ill. Reg. 3433)
- 10) **Statement of Statewide Policy Objectives:** These proposed amendments do not affect units of local government.

11) **Time, place, and manner in which interested persons may comment on this proposed rulemaking:** Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- Judy Umuna
Bureau of Rules and Regulations
Illinois Department of Public Aid
300 South Grand Ave., 27th Floor
Springfield, Illinois 62762
Phone: (217) 324-0082
- The Department requests the submission of written comments within 30 days after the publication of this notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act (5 ILCS 100/5-40).
- The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities or not-for-profit corporations. The Department will accept and consider any written comments concerning such effects that may be submitted in response to these proposed amendments. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act (5 ILCS 100/5-30). These entities should indicate their status as small businesses, small municipalities, or not-for-profit corporations as part of any written comments they submit to the Department.

12) **Initial Regulatory Flexibility Analysis:**

- A) **Types of small businesses, small municipalities and not for profit corporations affected:** None
- B) **Reporting, bookkeeping or other procedures required for compliance:** None
- C) **Types of professional skills necessary for compliance:** None

- 13) **Regulatory Agenda on which this rulemaking was submitted:** July 1996

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER 1: DEPARTMENT OF PUBLIC AID
SUBCHAPTER 1: ASSISTANCE PROGRAMS

PART 112
AID TO FAMILIES WITH DEPENDENT CHILDREN

SUBPART A: GENERAL PROVISIONS

Section
112.8 Description of the Assistance Program
112.9 Incorporation by Reference
112.10

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section
112.8 Caretaker Relative
112.9 Client Cooperation
112.10 Residence
112.20 Age
112.30 Relationship
112.40 Living Arrangement
112.50 Social Security Numbers
112.51 Assignment of Medical Support Rights
112.54 Assignment of Medical Support or Care
112.60 Death of a Parent
112.61 Incapacity of a Parent
112.62 Continued Absence of a Parent
112.63 Unemployment of the Parent
112.64 Employment Plan
112.65 Restriction in Payment to Households Headed by a Minor Parent
112.67

SUBPART C: JOB OPPORTUNITIES AND BASIC SKILLS TRAINING (JOBS) PROGRAM

Section
112.70 Participation Requirements for JOBS
112.71 Individuals Exempt from JOBS
112.72 JOBS Participation/Cooperation Requirements
112.73 Adolescent Parent Program
112.74 JOBS Initial Assessment Process/Development of an Employability Plan
112.75 JOBS Orientation
112.76 Conciliation and Fair Hearings
112.77 JOBS Components
112.78 JOBS Components
112.79 JOBS Components
112.80 Good Cause for Failure to Comply with JOBS Participation Requirements
112.81 Responsible Relative Eligibility for JOBS
112.82 JOBS Supportive Services

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Young Parents Program
Work Experience/Evaluation Project
Four Year College/Vocational Training Demonstration Project
112.83
112.84
112.85

SUBPART E: PROJECT ADVANCE

Section
112.86 Project Advance
112.87 Project Advance Experimental and Control Groups
112.88 Project Advance Participation Requirements of Experimental Group
112.89 Members and Adjudicated Fathers
112.90 Project Advance Cooperation Requirements of Experimental Group
112.91 Members and Adjudicated Fathers
112.92 Project Advance Sanctions
112.93 Good Cause for Failure to Comply with Project Advance
112.94 Individuals Exempt From Project Advance
112.95 Project Advance Supportive Services

SUBPART F: EXCHANGE PROGRAM

Section
112.98 Exchange Program

SUBPART G: FINANCIAL FACTORS OF ELIGIBILITY

Section
112.100 Unearned Income
112.101 Unearned Income of Stepparent or Parent
112.102 Budgeting Unearned Income
112.105 Budgeting Unearned Income of Applicants Employed On Date of Application And/Or Date of Decision
112.106 Initial Receipt of Unearned Income
112.107 Termination of Unearned Income
112.108 Exempt Unearned Income
112.109 Exempt Unearned Income
112.110 Incentive Allowances
112.111 Unearned Income In-Kind
112.112 Earned Income
112.113 Lump Sum Payments
112.117 Protected Income
112.118 Earned Income
112.119 Earned Income Tax Credit
112.120 Budgeting Earned Income
112.121 Budgeting Earned Income of Applicants Employed On Date of Application And/Or Date of Decision
112.122 Initial Employment
112.123 Budgeting Earned Income For Contractual Employees
112.124 Budgeting Earned Income For Non-Contractual School Employees
112.125

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

112.137	Termination of Employment
112.138	Transitional Payments (Repealed)
112.140	Exempt Earned Income
112.141	Earned Income Exemption
112.142	Exclusion From Earned Income Exemption
112.143	Recognized Employment Expenses
112.144	Income From Work Study/Training Program
112.145	Earned Income From Self-Employment
112.146	Earned Income From Roomer and Boarder
112.147	Income From Rental Property
112.148	Payments from the Illinois Department of Children and Family Services
112.149	Earned Income In-Kind
112.150	Assets
112.151	Exempt Assets
112.152	Asset Disregards
112.153	Deferral of Consideration of Assets
112.154	Property Transfers (Repealed)
112.155	AFDC Income Limit

SUBPART H: PAYMENT AMOUNTS

Section	
112.300	Grant Levels
112.301	Payment Levels in AFDC
112.302	Payment Levels in AFDC Group I Counties
112.303	Payment Levels in AFDC Group II Counties
112.304	Payment Levels in AFDC Group III Counties

SUBPART I: OTHER PROVISIONS

Section	Persons Who May Be Included in the Assistance Unit
112.300	Presumptive Eligibility
112.301	Monthly Reporting
112.302	Retrospective Budgeting
112.303	Budgeting Schedule
112.304	Strikers
112.305	Worker Care Program
112.306	Public Billings Sponsors of Aliens
112.307	Special Needs Authorizations
112.308	Institutional Status
112.309	Young Parent Program (Renumbered)
112.310	Redetermination of Eligibility
112.311	Extension of Medical Assistance Due to Increased Income from Employment
112.312	Four Month Extension of Medical Assistance Due to Child Support Collections
112.313	Extension of Medical Assistance Due to Loss of Earned Income

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

112.330	Disregard (Repealed)
	New Start Payments to Individuals Released from Department of Corrections Facilities
	SUBPART J: CHILD CARE
Section	Child Care
112.350	Child Care Eligibility
112.352	Qualified Provider
112.354	Notification of Available Services
112.356	Participant Rights and Responsibilities
112.358	Participant Payment to Secure or Maintain Child Care Arrangements
112.360	Additional Payment for Child Care
112.362	Method of Providing Child Care
112.364	Non-JOBES Education and Training Program
112.370	

SUBPART K: TRANSITIONAL CHILD CARE

Section	Transitional Child Care Eligibility
112.400	Duration of Eligibility for Transitional Child Care
112.404	Loss of Eligibility for Transitional Child Care
112.406	Qualified Child Care Providers
112.408	Notification of Available Services
112.410	Participant Rights and Responsibilities
112.412	Child Care Overpayments and Recoveries
112.414	Fees for Service for Transitional Child Care
112.416	Rates of Payment for Transitional Child Care
112.418	

AUTHORITY: Implementing Article IV, and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Art. IV and 12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 111. Reg. 134, p. 117, effective February 1, 1978; amended at 2 111. Reg. 31, p. 134, effective August 15, 1978; emergency amendment at 2 111. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 111. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 111. Reg. 46, p. 46, effective November 1, 1978; emergency amendment at 3 111. Reg. 46, p. 46, effective April 3, 1979, for a maximum of 150 days; emergency amendment at 3 111. Reg. 38, p. 38, effective July 1, 1979, for a maximum of 150 days; amended at 3 111. Reg. 33, p. 389, effective August 13, 1979; amended at 3 111. Reg. 33, p. 415, effective August 19, 1979; amended at 3 111. Reg. 38, p. 415, effective September 11, 1979; peremptory amendment at 3 111. Reg. 38, p. 421, effective September 11, 1979; amended at 3 111. Reg. 46, p. 140, effective October 6, 1979; amended at 3 111. Reg. 46, p. 140, effective November 3, 1979; amended at 3 111. Reg. 46, p. 140, effective November 13, 1979; amended at 3 111. Reg. 46, p. 140, effective November 15, 1979; peremptory

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Medical Assistance Programs
- 2) Code Citation: 99 Ill. Adm. Code 120
- 3) Section Numbers:
Proposed Action:
Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (305 ICS 5/12-13).

5) Complete Description of the Subjects and Issues Involved: The Department is processing amendments to provide criteria for appeals of the Community Spouse Asset Allowance (CSAA). This rulemaking establishes the criteria the Department will use, as the result of an appeal, to determine the amount (if any) over the CSAA maximum of \$16,740 that a resident in a nursing facility may transfer to a community spouse without affecting Medicaid eligibility. The method for the determination will include basing the income-producing capacity of assets on the amount needed to purchase a single premium life annuity that would provide monthly payments sufficient to raise the community spouse's income to the Community Spouse Maintenance Needs Allowance of \$1,718. However, these amendments do not require the actual purchase of the annuity. This rulemaking also provides that the appeal hearing will be held within 30 days after the date the appeal is filed.

These amendments also qualify increases of the CSAA based on asset transfers under a court order as a result of these proposed amendments, an increase to the CSAA may be permitted in a legal proceeding when a court approves the transfer of income-producing assets to the community spouse in an amount greater than the standard CSAA.

6) Will these proposed amendments replace emergency amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120-131	Amendment	August 6, 1995 (19 Ill. Reg. 12192)
120-330	Amendment	October 6, 1995 (19 Ill. Reg. 13797)
120-440	Amendment	August 25, 1995 (19 Ill. Reg. 12192)
120-450	Amendment	August 25, 1995 (19 Ill. Reg. 12192)
120-310	Amendment	January 19, 1996 (20 Ill. Reg. 11133)
120-315	Amendment	October 6, 1995 (19 Ill. Reg. 13797)
120-360	Amendment	January 19, 1996 (20 Ill. Reg. 11133)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- | | | |
|---------|-------------|---------------------------------------|
| 120-361 | Amendment | January 19, 1996 (20 Ill. Reg. 11133) |
| 120-362 | Amendment | January 19, 1996 (20 Ill. Reg. 11133) |
| 120-363 | New Section | January 19, 1996 (20 Ill. Reg. 11133) |
| 120-364 | Amendment | January 19, 1996 (20 Ill. Reg. 11133) |
| 120-372 | Amendment | January 19, 1996 (20 Ill. Reg. 11133) |
| 120-390 | Amendment | August 25, 1995 (19 Ill. Reg. 12192) |
| 120-390 | Amendment | October 6, 1995 (19 Ill. Reg. 13797) |
| 120-391 | Amendment | August 25, 1995 (19 Ill. Reg. 12192) |
| 120-391 | Amendment | August 25, 1995 (19 Ill. Reg. 12192) |
| 120-392 | Amendment | August 25, 1995 (19 Ill. Reg. 12192) |
| 120-395 | Repeal | January 19, 1996 (20 Ill. Reg. 11133) |

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may Comment on this Proposed Rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Judy Umma
Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Ave., 3rd Floor
Springfield, IL 62762
(217) 524-0081

The Department requests the submission of written comments within 30 days after the publication of this notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-10 of the Illinois Administrative Procedure Act (5 ICS 100/5-10).

The Department is unaware of any effect this rulemaking may have on small businesses, small municipalities, or not-for-profit corporations. The Department will consider any written comments concerning such matters that may be submitted in response to these proposed amendments. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act (5 ICS 100/5-30). These entities shall indicate their status as small businesses, small municipalities, or not-for-profit corporations as part of any written comments they submit to the Department.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities, and not-for-profit corporations affected: None

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER 1: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120

MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section
120.1 Incorporation By Reference

SUBPART B: ASSISTANCE STANDARDS

Section
120.10 Eligibility For Medical Assistance
120.11 Eligibility For Medical Assistance for Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatorily Categorically Needy
120.12 Healthy Start - Medicaid Presumptive Eligibility Program for Pregnant Women
120.20 WANG(AABD) Income Standard
120.30 WANG(C) Income Standard
120.31 WANG(P) Income Standard
120.40 Exceptions To Use Of WANG Income Standard
120.50 AMI Income Standard (Repealed)

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section
120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatorily Categorically Needy
120.61 Cases in Intermediate Care, Skilled Nursing Care and DMHDD - WANG(AABD) and All Other Licensed Medical Facilities
120.62 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 99 Ill. Adm. Code 110.643
120.63 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings
120.64 Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatorily Categorically Needy
120.65 Department of Mental Health and Developmental Disabilities (DMHDD) Licensed Community - Integrated Living Arrangements

SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

B) Resorting, bookkeeping or other procedures required for compliance:
None

C) Types of professional skills necessary for compliance: None

13) Regulatory agenda on which this rulemaking was summarized: July 1996

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section
120.70 Supplementary Medical Insurance Benefits (SMIB) Buy-In Program
120.72 Eligibility For Medicare Cost Sharing as a Qualified Medicate
120.73 Beneficiary (QMB) Medical Payment of Medicare Part B Premiums as a
Beneficiary (QMB) Medical Payment of Medicare Part B Premiums as a
Beneficiary (QMB) Medical Payment of Medicare Part B Premiums as a
120.74 Specified Low-Income Beneficiary (SLIB) Income Standard
120.75 Specified Low-Income Beneficiary (SLIB) Income Standard
120.76 Hospital Insurance Benefits (HIB)

SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section
120.80 Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Section
120.90 Migrant Medical Program
120.91 Income Standards

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section
120.200 Elimination of Aid to the Medically Indigent
120.208 Client Cooperation (Repealed)
120.210 Citizenship (Repealed)
120.211 Institutional Status (Repealed)
120.212 Age (Repealed)
120.215 Relationship (Repealed)
120.216 Living Arrangement (Repealed)
120.217 Supplemental Payments (Repealed)
120.218 Institutional Status (Repealed)
120.221 Foster Care Program (Repealed)
120.225 Social Security Numbers (Repealed)
120.230 Unearned Income (Repealed)
120.235 Exempt Unearned Income (Repealed)
120.236 Education Benefits (Repealed)
120.240 Unearned Income (Repealed)
120.245 Foster Care Program (Repealed)
120.250 Family Payments and Income Tax Refunds (Repealed)
120.255 Protected Income (Repealed)
120.260 Earned Income (Repealed)
120.261 Budgeting Earned Income (Repealed)
120.262 Exempt Earned Income (Repealed)
120.270 Recognized Employment Expenses (Repealed)
120.271 Income From Work Study/Training Program (Repealed)
120.272 Earned Income From Self-Employment (Repealed)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

120.273 Earned Income From Roomer and Boarder (Repealed)
120.275 Earned Income In-Kind (Repealed)
120.276 Payments from the Illinois Department of Children and Family Services
(Repealed)
120.280 Assets (Repealed)
120.281 Exempt Assets (Repealed)
120.282 Asset Disregards (Repealed)
120.283 Deferral of Consideration of Assets (Repealed)
120.284 Spend-down of Assets (AMI) (Repealed)
120.285 Property Transfers (Repealed)
120.286 Persons Who May Be Included in the Assistance Unit (Repealed)
120.290 Payment Levels for AMI (Repealed)
120.295

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section
120.308 Client Cooperation
120.309 Caretaker Relative
120.310 Citizenship
120.311 Residence
120.312 Age
120.313 Disabled
120.314 Relationship
120.315 Living Arrangements
120.316 Supplemental Payments
120.317 Institutional Status
120.318 Assignment of Rights to Medical Support and Collection of Payment
120.319 Assignment of Rights to Medical Support and Collection of Payment
120.320 Assignment of Rights to Medical Support and Collection of Payment
120.321 Good Cause for Failure to Cooperate in Establishing Paternity and
Obtaining Medical Support
120.322 Proof of Good Cause for Failure to Cooperate in Establishing
Paternity and Obtaining Medical Support
120.323 Suspension of Paternity Establishment and Obtaining Medical Support
Upon Finding Good Cause
120.324 Health Insurance Premium Payment (HIPP) Program
120.325 Health Insurance Premium Payment (HIPP) Pilot Program
120.326 Foster Care Program
120.327 Social Security Numbers
120.330 Unearned Income
120.332 Budgeting Unearned Income
120.335 Exempt Unearned Income
120.336 Education Benefits
120.338 Incentive Allowance
120.340 Unearned Income In-Kind
120.342 Court Ordered Child Support Payments of Parent/Step-Parent
120.345 Barred Income
120.346 Medical Qualifying Trusts

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 3, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13128, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 1787; amended at 8 Ill. Reg. 1903, effective September 16, 1984; emergency amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 310, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5348, effective April 11, 1985; amended at 9 Ill. Reg. 7137, effective May 6, 1985; amended at 9 Ill. Reg. 13146, effective July 9, 1985; amended at 9 Ill. Reg. 12298, effective July 15, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 5303, effective October 4, 1985; amended at 9 Ill. Reg. 6938, effective November 10, 1985; amended at 9 Ill. Reg. 11359, effective January 10, 1986; amended at 10 Ill. Reg. 1011, effective January 13, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 4986, effective April 16, 1986; amended at 10 Ill. Reg. 10888, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3982, effective February 23, 1987; amended at 11 Ill. Reg. 7552, effective April 15, 1987; amended at 11 Ill. Reg. 9735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12438, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 12438, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20988, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 5234, effective March 22, 1988; amended at 12 Ill. Reg. 5622, effective May 11, 1988; amended at 12 Ill. Reg. 5122, effective May 19, 1988; amended at 11 Ill. Reg. 11148, effective June 30, 1988; maximum emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12935, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 17034, effective November 15, 1988; amended at 12 Ill. Reg. 20138, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 1081, effective February 3, 1989; amended at 13 Ill. Reg. 3918, effective March 30, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendments at 13 Ill. Reg. 12337, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 15586, effective October 27, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17463, effective October 31, 1989; amended at 13 Ill. Reg. 20818, effective November 1, 1989; amended at 13 Ill. Reg. 20874, effective November 17, 1989; amended at 14 Ill. Reg. 1011, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1191, effective January 2,

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4339, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5810, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6370, effective April 13, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6370, effective April 13, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 18414, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 20, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. 10104, effective June 21, 1991; amended at 15 Ill. Reg. 11973, effective August 12, 1991; amended at 15 Ill. Reg. 12717, effective August 16, 1991; amended at 15 Ill. Reg. 14105, effective September 11, 1991; amended at 15 Ill. Reg. 14240, effective September 23, 1991; amended at 16 Ill. Reg. 139, effective December 24, 1991; amended at 16 Ill. Reg. 1662, effective January 20, 1992; amended at 16 Ill. Reg. 10034, effective June 15, 1992; amended at 16 Ill. Reg. 13582, effective July 15, 1992; amended at 16 Ill. Reg. 17290, effective November 3, 1992; amended at 16 Ill. Reg. 1024, effective January 15, 1993; amended at 16 Ill. Reg. 10917, effective April 18, 1993; amended at 16 Ill. Reg. 10927, effective June 29, 1993; amended at 16 Ill. Reg. 13591, effective August 18, 1993; amended at 16 Ill. Reg. 5914, effective April 1, 1994; amended at 18 Ill. Reg. 8719, effective June 1, 1994; amended at 18 Ill. Reg. 1231, effective July 1, 1994; amended at 19 Ill. Reg. 2905, effective February 27, 1995; emergency amendment at 19 Ill. Reg. 3280, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 11931, effective August 11, 1995; amended at 19 Ill. Reg. 15079, effective October 17, 1995; amended at 20 Ill. Reg. 5068, effective March 20, 1996; amended at 20 Ill. Reg. _____, effective _____.

SUPPORT B: MEDICAL ASSISTANCE - NO GRANT

Section 120.379 Provisions for the Prevention of Spousal Impoverishment

- a) The provisions for the prevention of spousal impoverishment apply only to a resident of a long term care facility whose spouse resides in the community and to a person who is not a resident of a long term care facility. Aiding will require the level of care provided in a long term care facility and whose spouse resides in the community.
- b) An assessment is completed to determine the total combined amount of nonexempt assets of the individual and his or her community spouse:
 - 1) when residence begins in a long term care facility or when home and community-based services begin; and
 - 2) when requested by either spouse or a representative acting on behalf of either spouse, even if an application for assistance has not been filed.
- c) A re-assessment is not required if:
 - 1) a resident of a long term care facility is discharged for a period of less than 30 days and then reenters the facility;

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 2) a resident of a long term care facility enters a hospital, and then returns to the facility from the hospital;
- 3) an individual discontinues receiving home and community-based services for a period of less than 30 days; or
- 4) an individual discontinues receiving home and community-based services due to hospitalization and then is discharged and begins to receive home and community-based services.

d) The transfer of property is allowed, as determined in subsection (b) of this Section, by the client to the community spouse or to another individual for the sole benefit of the community spouse or to another that does not exceed the Community Spouse Asset Allowance (CSAA). The CSAA Community Spouse Asset Allowance, as of October 1, 1989, is an amount up to but not greater than \$60,000 that the individual may transfer, without affecting eligibility, to the community spouse or to another individual for the sole benefit of the community spouse or to another that does not exceed the CSAA. The CSAA Community Spouse Asset Allowance, as of October 1, 1989, is an amount up to but not greater than \$60,000 that the individual may transfer to his or her community spouse. The amount established as the CSAA Community Spouse Asset Allowance shall be provided for calendar years after 1989 by the Department of Health and Human Services. The CSAA may exceed the standard annual figure established by the U.S. Department of Health and Human Services only in the case of the following circumstances: Community Spouse Asset Allowance is subject to the following limitations:

- 1) In a legal proceeding, a court approves the transfer of income-producing assets to the community spouse in an amount greater than the standard CSAA; or
- 2) Code 11-1/11, the Department determines that the transfer of income-producing assets to the community spouse in an amount greater than the standard CSAA is necessary to enable the community spouse to meet the CSAA. Subject to meeting the Community Spouse Maintenance Needs Allowance (described in subsection (a) of this Section).

A) The Department will measure the amount of an allowable increase in the CSAA by the cost to purchase an actuarially sound single premium life annuity producing monthly payments that, when added to the community spouse's income, will be sufficient to cause the community spouse's income to be not more than the community spouse's income for the year. Allowance of assets are insignificant to purchase such an annuity. The Department will measure the amount of an allowable increase in the CSAA by the cost to purchase an actuarially sound single premium life annuity producing monthly payments using available assets.

- B) As the applicant's responsibility to provide the CSAA is determined from a reasonable comparison of the cost to purchase the annuity.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- C) The Department may compare the estimate with available information on the cost of other single premium life annuities.

D) In calculating the amount of the community spouse's income after approval of an increased CSAA, the Department shall deem the amount of the annuity payments as being available to the community spouse, although it will not require the actual purchase of an annuity.

- 1) The amount of assets sufficient to provide for the amount of income generated by the community spouse's maintenance needs allowance is determined in subsection (b) of this Section as determined by a court hearing or

2) The amount transferred under a court order to the community spouse, described in subsection (d)(2) of this Section, shall be held within 30 days after the date the appeal is filed.

E) Deductions are allowed from the VAW client's non-SPI income for a Community Spouse Maintenance Needs Allowance and a Family Maintenance Needs Allowance for each dependent family member who is living with the community spouse and who does not have enough income to meet his or her needs. Family members include dependent children under age 21, dependent adult children, dependent parents or dependent siblings of either spouse. The amount of the deduction is determined as follows:

- 1) The deduction for the Community Spouse Maintenance Needs Allowance, as of October 1, 1989, is equal to the community spouse maintenance needs standard (\$1,500) less any nonexempt monthly income of the community spouse. The amount established as the community spouse maintenance needs standard shall be provided for calendar years after 1989 by the Department of Health and Human Services. The deduction is added to the extent the community spouse's income is insufficient to meet the community spouse's income. However, the deduction for the Community Spouse Maintenance Needs Allowance shall not be less than the amount ordered by the court for support of the community spouse or the amount determined as the result of the fair hearing.

2) The deduction for the Family Maintenance Needs Allowance for each dependent family member is equal to one-third of the difference between the family maintenance needs standard (12% of the Federal Poverty Level for two persons as of September 30, 1989, 13% as of July 1, 1991 and 15% as of July 1, 1992) and any nonexempt income of the family member.

(Source: Amended at 20 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID
NOTICE OF ADOPTED AMENDMENTS

2. Deletes the term "inanity" from the list of eligible reasons for return to the United States from a foreign country by the U. S. Department of State; and
3. Adds the terms "war" and "invasion" to the list of eligible reasons for return to the United States from a foreign country by the U. S. Department of State.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Judy Umuna
Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
(217) 524-0081

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID
NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Refugee Entrant/Repatriate Program
- 2) Code Citation: 89 Ill. Adm. Code 115
- 3) Section Numbers: Adopted Action:
115.50
Amendment:
4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (305 ILCS 5/12-13) and 45 CFR Ch. II.
5) Effective Date of Amendments: August 9, 1996
6) Does this rulemaking contain an automatic repeal date? No
7) Do these Amendments contain incorporations by reference? No
8) Date Filed in Agency's Principal Office: August 9, 1996
9) Notice of Proposal Published in Illinois Register: April 12, 1996 (20 Ill. Reg. 5466)
10) Has CAR issued a Statement of Objections to these Adopted Amendments? No
11) Differences between proposal and final version: The following changes were made in the text of the proposed amendments:
1. In Section 115.50(a), "Programs provide" was changed to "Program provides" and the comma after "State" was stricken.
2. In Section 115.50(d), the comma after "recipient" was stricken.
No other changes have been made in the text of the proposed amendments.
12) Have all the changes agreed upon by the Agency and CAR been made as indicated in the amendment letter issued by CAR? Yes
13) Will these amendments replace Emergency Amendments currently in effect? No
14) Are there any Amendments pending on this Part? No
15) Summary and Purpose of Amendments: Pursuant to Federal regulations at CFR Ch. II, Part 212, these amendments make the following changes in the Repatriate Program:
1. Adds "child or children only" cases to the list of eligible persons who may be eligible under the program;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER 12: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 115

REFUGEE/ENTRANT/REPATRIATE PROGRAM

Section

- 115.1 Incorporation By Reference
- 115.10 General Provisions
- 115.20 The Cuban Phase-Out Program (Repealed)
- 115.30 The Refugee Resettlement Program
- 115.32 Refugee Resettlement Program: Application for Assistance
- 115.33 Refugee Resettlement Program: Furnishing of Social Security Numbers
- 115.34 Refugee Resettlement Program: Work Registration/Participation Requirements
- 115.36 Refugee Resettlement Program: Individuals Exempt from Mandatory Work Registration/Participation Requirements
- 115.37 Refugee Resettlement Program: Counseling (Repealed)
- 115.38 Refugee Resettlement Program: Sanctions For Failure to Cooperate with Work Requirements
- 115.40 Refugee Resettlement Program: Good Cause for Failure to Cooperate
- 115.50 The Repatriate Program
- 115.60 Special Provisions Relating to Parties

AUTHORITY: Implementing and authorized by Sections 12-4.5, 12-4.6 and 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-4.5, 12-4.6 and 12-13].

SOURCE: Filed and effective December 30, 1977; emergency amendment at 2 Ill. Reg. 28, P. 2, effective June 1, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 48, P. 60, effective November 25, 1978; amended at 5 Ill. Reg. 2786, effective March 3, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 6 Ill. Reg. 11921, effective September 21, 1982; codified at 7 Ill. Reg. 51951; amended at 7 Ill. Reg. 16109, effective November 22, 1983; amended at 8 Ill. Reg. 5804, effective May 3, 1984; amended at 9 Ill. Reg. 2296, effective February 5, 1985; amended at 13 Ill. Reg. 3912, effective March 10, 1989; amended at 13 Ill. Reg. 13611, effective August 14, 1989; amended at 14 Ill. Reg. 773, effective January 1, 1990; amended at 14 Ill. Reg. 13438, effective June 20, 1990; amended at 16 Ill. Reg. 10291, effective June 19, 1992; amended at 18 Ill. Reg. 17671, effective November 30, 1994; amended at 20 Ill. Reg. **11484**, effective **AUG 09 1996**.

Section 115.50 The Repatriate Program

- a) The Repatriate Program provides persons provide for the authorization of assistance (financial and medical) for eligible needy U.S. citizens and their dependents who have been returned to the U.S. from a foreign

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- country by the U.S. Department of State because of destitution, illness, war, insanity, threat of war, invasion or other crisis.
- b) To be eligible for assistance under the Repatriate Program, an individual or family must have been referred to the Department by U.S. Department of Health and Human Services. The local office is responsible for determination of financial eligibility.
- c) Assistance shall be authorized on the basis of the AFOP Payment level. The following case compositions define the level of issuance:
 - 1) Single adult: Single-adult (age 18 or older order);
 - 2) Families: Families of adults;
 - 3) Adult or adults with child or children of Adult(s)--with children;
 - 4) Child or children only.

- d) Resources for consideration in all situations are those immediately available from the State or Federal Government. Financial assistance is needed. Available resources are to be considered when they are in existence. The value is ascertainable, they are under the control of the recipient and can be drawn upon for maintenance.
- e) Assistance may not ordinarily be furnished for more than 90 days. If an individual is handicapped in attaining self-support for such reasons as age, disability, or lack of vocational preparation, authorization of a maximum of nine months additional assistance may be requested from the Department of Health and Human Services. The person requesting assistance is expected to repay the amount of the assistance when financially able to do so. Case records and case recordings shall be maintained.

(Source: Amended at 20 Ill. Reg. **11484**, effective **AUG 09 1996**)

DEPARTMENT OF REHABILITATION SERVICES
NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

1) Heading of the Part: Rules of Conduct

2) Code Citation: 89 Ill. Adm. Code #27

3) Section Numbers
827.20
Proposed Action:
Withdrawal of amendment

4) Date Notice of Proposed Amendments Published in the Illinois Register:
June 21, 1996, 20 Ill Reg. 9266

5) Reason for the Withdrawal: Programmatic changes make it necessary to amend a larger portion of this Part. Previously anticipated. In order to expedite the larger changes, we are withdrawing this Part at this time.

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

1) Heading of the Part: Carnival and Amusement Rides Safety Act

2) Code Citation: 56 Ill. Adm. Code 6000

3) Register Citation to Notice of Proposed Rules: 20 Ill. Reg. _____;
August 23, 1996

4) Date, Time and Location of Public Hearing:

October 1, 1996
Tuesday, 12:00 A.M.
James R. Thompson Center
160 N. LaSalle St., 5th Floor
Chicago, IL 60601-3150

5) Other Pertinent Information: Oral testimony will be limited to 10 minutes per person. Written comments may also be submitted at the Public Hearing or will be accepted until October 15.

Please submit all comments to:

Carl Kimble, Chief Inspector
Carnival & Amusement Ride Division
Illinois Department of Labor
14 W. Illinois State Capitol Plaza, Room 300
Springfield, IL 62701
217/782-9347

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTION
TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER 4: TELEPHONE UTILITIESPART 755
TELECOMMUNICATIONS ACCESS FOR PERSONS WITH DISABILITIES

SUBPART A: GENERAL PROVISIONS

Section	
755.10	Definitions
755.15	Dispute Procedures
755.20	Notice (Repealed)
755.25	Deviations (Repealed)

SUBPART B: LEC OBLIGATIONS

Section	
755.100	Components of ITAP Services
755.105	Execution and Administration of ITAP
755.110	Publicity Concerning ITAP
755.115	Application Procedure and Processing
755.120	Equipment Set Specifications - ITAP
755.125	Equipment Set Specifications - Teleparallel
755.130	Equipment Set Specifications - Text Telephone with LVD
755.135	ITAP Filing Requirements
755.145	Renewal of Agreements

SUBPART C: ELIGIBILITY AND PARTICIPATION

Section	
755.200	Disability Certification
755.205	Eligibility and Application for Equipment Sets for Residents
755.210	Eligibility and Application for Equipment Sets for Organizations
755.220	Time Period for Possession
755.225	Shared Residence
755.230	Change of Address

SUBPART D: POSSESSION AND MAINTENANCE

Section	
755.300	Equipment Ownership and Liability
755.305	Recipient Responsibility
755.310	Responsibility for Maintenance

SUBPART E: OVERSIGHT AND REVIEW

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTION

- 1) Heading of the Part: Telecommunications Access for Persons with Disabilities
- 2) Code Citation: 83 Ill. Adm. Code 755
- 3) Section Numbers:
755. EXHIBIT N
- 4) Date Proposal published in Illinois Register: July 28, 1995 at 19 Ill. Reg. 17686
- 5) Date Adoption published in Illinois Register: December 29, 1995 at 19 Ill. Reg. 1775
- 6) Date Request for Expedited Correction published in Illinois Register:
July 12, 1996 at 20 Ill. Reg. 3392
- 7) Adoption Effective Date: January 1, 1996
- 8) Correction Effective Date: January 1, 1996
- 9) Reason for Approval of Expedited Correction: The rulemaking effective January 1, 1996 resulted in 2 Exhibit N's the existing N that was repealed and a new N that resulted from relettering Exhibit N to N. This expedited correction produces one Exhibit N with a source note explaining the repeal and the relettering. The only changes occur in the table of contents and the language of the Source Note.

The full text of the Corrected Rule begins on the following page:

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTION

Section Staff Liaison
755-100
755-105 Advisory Council
755-110 Advisory Council Rights
755-115 Biannual Workshop

SUBPART F: LINE CHARGE ADJUSTMENT MECHANISM

Section Annual Filings
755-300
755-305 Local Exchange and Inter-Exchange Carrier Reports and Remittances to ITAC
755-510 Determination and Adjustment of the Line Charge
755-515 Notice and Filing Requirements
755-520 Interim Line Charge Adjustments
755-525 Waiver of Requirements of Section 755-500
EXHIBIT A Calculation of Monthly Line Charge (Schedule A-1)
EXHIBIT B Comparison of Present and Proposed Line Charges (Schedule A-2)
EXHIBIT C Projection Period Statement of Revenues and Expenses at Present Line Charge, As Adjusted (Schedule A-3)
EXHIBIT D Prior Calendar Year Actual Revenues Over/(Under) Expenses (Schedule A-4)
EXHIBIT E Schedule of Adjustment to Projected Cash Balance (Schedule A-5)
EXHIBIT F Supporting Schedule of Planned Capital Expenditures During Projection Period (Schedule A-6)
EXHIBIT G Schedule of Projected Increase to Cash Under Proposed Line Charge and Cash Adjustment (Schedule A-7)
EXHIBIT H Comparison of Present and Proposed Line Charges (Schedule A-8)
EXHIBIT I Depreciation Schedule (Schedule A-9)
EXHIBIT J Projected Payroll Expenses, As Adjusted (Other than TRS Payroll Expenses) (Schedule A-10)
EXHIBIT K Projected Line Charge Filing Expenses (Schedule A-11)
EXHIBIT L Comparative Actual and Projected Balance Sheets, At Proposed Line Charge, As Adjusted (Schedule A-12)
EXHIBIT M Comparative Actual and Projected Statements of Revenues and Expenses at Proposed Line Charge, As Adjusted (Schedule A-13)
EXHIBIT N Local Exchange Carrier Monthly Report to ITAC
EXHIBIT O Inter-Exchange Carrier--Monthly-Remittance-Report---to---ITAC (Repealed)

AUTHORITY: Implementing Section 13-703 and authorized by Section 10-101 of the Public Utilities Act (20 ILCS 5.13-703 and 10-101).

SOURCE: Adopted at 12 Ill. Reg. 1687, effective February 1, 1989; amended at 14 Ill. Reg. 3043, effective February 15, 1990; amended at 15 Ill. Reg. 1002, effective March 1, 1991; amended at 16 Ill. Reg. 19375, effective November 23, 1990, for a maximum of 150 days; amended at 15 Ill. Reg. 5624, effective April 15, 1991; amended at 17 Ill. Reg. 5594, effective March 31, 1993; amended at 19 Ill. Reg. 17105, effective January 1,

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTION

1996; expedited correction at 20 Ill. Reg. _____, effective January 1, 1996.

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTION

Section 755, EXHIBIT N Local Exchange Carrier Monthly Report to ITAC

Local Exchange Carrier Name: _____

Remittance for (Month/Year): _____

Line (A)	Description (B)	Number (C)	Rate (D)	Revenues (b) (E)
1	Subscriber Lines (a)	_____	_____	_____
2	Centrex Lines	_____	_____	_____
3	Intra-WGA TRS billable messages billed	_____	_____	_____
4	Prior Period Adjust- ment Attach Explanation)	_____	_____	_____
5	Total Remittance	_____	_____	_____

(a) "Subscriber lines" means access lines as defined in 82 Ill. Adm. Code 70.115, of local exchange carriers, as defined in 83 Ill. Adm. Code 75.10 (including telecommunications carriers that are mutual concerns as defined in Section 13-202(b) of the Act), but shall not include Feature Groups A, B, C and D access lines, 800 lines or access lines used for official communications of telecommunications carriers providing local exchange service. Also, for purposes of this report, "subscriber lines" does not include Centrex lines.

(b) All revenue amounts shall be reported net of uncollectible amounts and applicable discounts as prescribed by Sections 756.20(d) and 756.125(a)(2)(C), respectively.

Date Prepared: _____

Originator: _____

Phone: _____

(Source: Exhibit N repealed and Exhibit M referenced to Exhibit N at 19 Ill. Reg. 17105, effective January 1, 1996; expedited correction at 20 Ill. Reg. _____, effective January 1, 1996)

ILLINOIS COMMERCE COMMISSION
NOTICE OF EXPEDITED CORRECTIONSection 755, EXHIBIT N--Inter-Exchange-Carrier-Monthly-Remittance-Report-to-ITAC
(repealed)

(Source--Repealed at 19-III-Reg-17105--effective-January-1-1996)

DEPARTMENT OF EMPLOYMENT SECURITY

JULY 1996 REGULATORY AGENDA

- a) Part(s) (Heading and Code Citation): Claims, Adjudication, Appeals and Hearings, 56 Ill. Adm. Code 2720

1) Rulemaking(s):

A) Description: Current rules do not take allowance for the use of facsimile machines in transmitting documents to the Department, the Secretary, or the Public Hearing Officer. Specific rules are being promulgated for making other procedural changes designed to improve Department operations and service to the public. For this reason, the Department solicits the views of the public on areas where its procedural rules regarding benefit claims can be improved.

B) Statutory Authority: 820 ICS 405/239, 409, 500, 604, 700, 701, 702, 703, 705, 706, 800, 801, 803, 804, 905, 1000, 1001, 1002, 1004, 1200, 1700, 1701, 2300, 2301, 2302 and 2304.

C) Schedule of date(s) for hearings, meetings or other opportunities for public participation: Specific critical issues, investigations and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for all amendments will be filed around September, 1996.

E) Affect on small business, small municipalities or not for profit corporations: These rules would have an impact on all employers in the state.

F) Agency contact person for information:

Gregory J. Ramel, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

G) Related rulemakings and other pertinent information: None

b) Part(s) (Heading and Code Citation): Wages, 56 Ill. Adm. Code 2730

1) Rulemaking(s):

A) Description: The Department's practice has been to not treat a payment from an employer as an employee as wages subject to the

DEPARTMENT OF EMPLOYMENT SECURITY

JULY 1996 REGULATORY AGENDA

payment of contributions if the employer can present evidence that the payment represented a dollar for dollar reimbursement for actual expenses paid by the worker. The Department is considering acceptance of "per diem" reimbursements which meet the federal regulatory requirements for exclusion from the definition of wages under the Federal Unemployment Tax Act (FUTA).

B) Statutory Authority: 820 ICS 405/234, 235, 245, 1700 and 1701.

C) Schedule of date(s) for hearings, meetings or other opportunities for public participation: Specific critical issues, investigations and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.

E) Affect on small business, small municipalities or not for profit corporations: This rule would have an impact on all employers that provide "per diem" reimbursement of employee expenses.

F) Agency contact person for information:

Gregory J. Ramel, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

G) Related rulemakings and other pertinent information: None

c) Part(s) (Heading and Code Citation): Employment, 56 Ill. Adm. Code 2732

1) Rulemaking(s):

A) Description: A recent decision by a judge in the Circuit Court of Cook County held that "consumer products" for the purposes of Section 217(b) of the act includes intangible, personal property. This amendment would conform the rule to this interpretation.

The establishment of the federal AmeriCorps program has raised questions regarding the coverage of participants for unemployment insurance purposes. The Department wishes to address this issue in the form of a rule.

Late last year, an exception from unemployment insurance coverage

DEPARTMENT OF EMPLOYMENT SECURITY

JULY 1996 REGULATORY AGENDA

was added to the Act for certain owner-operators of trucks. Rules are needed to clarify several provisions of that legislation.

The Department would also like to amend its rules to provide that, where leased employees are involved, there would be a rebuttable presumption that the leasing company is the employer of the leased employees.

- B) Statutory Authority: 820 ILCS 405/205, 206, 211.9, 212, 212.1, 213, 217, 218, 219, 234, 100 and 101.

C) Schedule of dates: For hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

- D) Dates: agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.

E) Affect on small business, small municipalities or not for profit corporations: This rulemaking would have an impact on all employers of direct sellers of intangible personal property, all participants in the AmeriCorps program, employee leasing companies and all users of the services of employee leasing companies. This rulemaking would have an impact on the unemployment coverage of certain owner-operators of trucks and individuals and entities that contract for their services.

- F) Agency contact person for information:

Gregory J. Ramey, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

- G) Related rulemakings and other pertinent information: None

- d) Part(s) (Heading and Code Citation): Notices, Records, Reports, 56 Ill. Adm. Code 1760

- 1) Rulemaking(s):

A) Description: A proposed amendment to Section 2760.140 is intended to clarify the ramifications of an employer's failure to comply with this rule. The new example would explain that a reporting

DEPARTMENT OF EMPLOYMENT SECURITY

JULY 1996 REGULATORY AGENDA

penalty will be imposed monthly even if the employer has submitted its report on paper. When such penalty is imposed, the employer's contribution payment is reallocated to cover the penalty, and this will increase the balance of its unpaid contributions.

The second change in this rule would clarify that, if the Internal Revenue Service grants an employer an exemption from its electronic reporting requirements for a particular year, the employer will be exempt from complying with this rule for the next year. For example, if the IRS exempts an employer from electronically filing forms W-2 for tax year 1996 (the firms must be filed in 1997), the employer need not electronically file reports for any of 1997.

- B) Statutory Authority: 820 ILCS 405/204, 214, 245, 300, 302, 700, 1400, 1401, 1402, 1404, 1405, 1507, 1700, 1701, 1706, 1800, 1801, 2201 and 2208.

C) Schedule of dates: For hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

- D) Dates: agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.

E) Affect on small business, small municipalities or not for profit corporations: This rule affects only entities with more than 250 employees.

- F) Agency contact person for information:

Gregory J. Ramey, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

- G) Related rulemakings and other pertinent information: None

- e) Part(s) (Heading and Code Citation): Determination of Unemployment Contributions, 56 Ill. Adm. Code 2770

- 1) Rulemaking(s):

A) Description: As has been its practice for several years, the

Department utilizes this part of the rules to announce the contribution rates for the upcoming year for newly liable employers by classification within their Standard Industrial Code.

- B) Statutory Authority: 820 ILCS 405/1300, 1501, 1503, 1506.1, 1506.2, 1506.3, 1508.1, 1700 and 1701.
- C) Schedule of dates for hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.
- D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.
- E) Affect on small business, small municipalities or not for profit corporations: This rule would affect all newly liable employers in industries with an average contribution rate in excess of entry rate set by statute.
- F) Agency contact person for information: Gregory J. Ramek, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

- G) Part(s) (Heading and Code Citation): Disqualifying Income And Reduced Benefits, 56 Ill. Adm. Code 2920
- 1) Rulemaking(s):

- A) Description: P.A. 99-446 amended Section 1300 of the Illinois Unemployment Insurance Act [820 ILCS 405/1300] to permit individuals to voluntarily elect to have money withheld from their unemployment insurance benefits to cover possible federal income tax liability. These rules establish procedures and priorities to implement this amendment.
- B) Statutory Authority: 820 ILCS 405/234, 235, 239, 245, 401, 402, 600, 605, 606, 610, 611, 1300, 1700 and 1701.

- C) Schedule of dates for hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

- D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.

- E) Affect on small business, small municipalities or not for profit corporations: This rule has no effect on employers.

- F) Agency contact person for information: Gregory J. Ramek, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South

Department utilizes this part of the rules to announce the contribution rates for the upcoming year for newly liable employers by classification within their Standard Industrial Code.

- B) Statutory Authority: 820 ILCS 405/1300, 1501, 1503, 1506.1, 1506.2, 1506.3, 1508.1, 1700 and 1701.
- C) Schedule of dates for hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.
- D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.
- E) Affect on small business, small municipalities or not for profit corporations: This rule would affect all newly liable employers in industries with an average contribution rate in excess of entry rate set by statute.
- F) Agency contact person for information: Gregory J. Ramek, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-4240

- G) Part(s) (Heading and Code Citation): Claimant's Reason For Separation From Work, 56 Ill. Adm. Code 7840
- 1) Rulemaking(s):

- A) Description: The Department would like to promulgate a rule which informs the public of the necessary elements for the introduction of the results of the drug or alcohol test at a benefit hearing.
- B) Statutory Authority: 820 ILCS 405/601, 602, 1700 and 1701.

- C) Schedule of dates for hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.

- D) Date(s) agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September,

DEPARTMENT OF EMPLOYMENT SECURITY

JULY 1996 REGULATORY AGENDA

Chicago, IL 60605
312/793-1240

- c) Related rulemakings and other pertinent information: None
- b) Partial Hearing and Code Citation: General Provisions, 56 Ill. Adm. Code 2360

1) Rulemakings:

- A) Description: Responsibility for the Veterans Employment Act Program was transferred to the Department of Employment Security in 1993, and these rules provide guidelines for the Program's administration. The Department is considering an amendment to clarify the requirements for financial record keeping and to eliminate the requirement for an annual audit by the Department.
- B) Statutory Authority: 330 ILCS 25/1-25/7.
- C) Schedule of dates for hearings, meetings or other opportunities for public participation: Specific criticisms, suggestions and/or comments can be forwarded to the Department of Employment Security in writing by interested persons during the First Notice Period.
- D) Dates agency anticipates First Notice(s): It is expected that First Notice for this amendment will be filed around September, 1996.
- E) Affect on small business, small municipalities or not-for-profit corporations: This rule has no direct effect on employers.
- F) Agency contact person for information:
Gregory J. Ramez, Deputy Legal Counsel
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312/793-1240
- G) Related rulemakings and other pertinent information: None

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 6, 1996 through August 12, 1996. These notices have been scheduled for review by the Committee at its September 17, 1996 meeting. Once the Committee has completed its review, the list may also be considered. Members of the public wishing to comment on these notices should contact a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield, IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
9/19/96	Department of Revenue, Income Tax (86 Ill Adm Code 100)	6/21/96 20 111 Reg 8271	9/17/96
9/21/96	Department of Public Aid, Aid to Families with Dependent Children (89 Ill Adm Code 112)	4/26/96 20 111 Reg 5965	9/17/96
9/21/96	Illinois Commerce Commission, Telephone Assistance Programs (83 Ill Adm Code 757)	6/14/96 20 111 Reg 7708	9/17/96
9/25/96	Department of Nuclear Safety, Access to Facilities for Treatment, Storage, or Disposal of Low Level Radioactive Waste (32 111 Adm Code 609)	10/27/95 19 111 Reg 14930	9/17/96

96-355

RESPECT LIFE WEEK

Whereas, the Preamble of the Constitution of the United States was designed for the people of this land to "secure the blessings of liberty to ourselves and our posterity" and to "secure the blessings of liberty to our creator with certain inalienable rights, including the right to life; and

Whereas, the life of each person is sacred; the young and the old, the healthy and the sick, the gifted and disadvantaged; and

Whereas, the purpose of Respect Life Week is to remind the American people of the dignity of human life;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 6-13, 1996, as RESPECT LIFE WEEK in Illinois.

Issued by the Governor July 18, 1996.

Filed by the Secretary of State July 29, 1996.

96-356

BISHOP LOUIS HENRY FORD EXPRESSWAY DAY

Whereas, on May 21, 1996, the Illinois Legislative body passed unanimously a bill to rename the Calumet Expressway to the Bishop Louis Henry Ford Expressway; and

Whereas, this is the first expressway to be named after an African-American; and

Whereas, Bishop Louis Henry Ford has contributed to every area of church growth and development including education and drug abuse; and

Whereas, in 1972, he became the assistant presiding Bishop and in 1990, he became the International Presiding Bishop and Chief Apostle; and

Whereas, Bishop Louis Henry Ford's contributions to American society will continue to have an impact on humanity well into the future; and

Whereas, the ribbon cutting for the Bishop Louis Henry Ford Expressway will be July 27, 1996;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 27, 1996, as BISHOP LOUIS HENRY FORD EXPRESSWAY DAY in Illinois.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-357

EUREKA GRAND CHAPTER ORDER OF THE EASTERN STAR WEEK

Whereas, the Eureka Grand Chapter, Order of the Eastern Star, State of Illinois, Prince Hall Affiliation, will celebrate its 107th Annual Communication; and

Whereas, a convention for the establishment of a Grand Chapter in Illinois met on September 11, 1889; and

Whereas, the organization was perfected March 18, 1890, and Afro-American Grand Chapter, Order of the Eastern Star, State of Illinois was formed; and

Whereas, the officers and members of the Eureka Grand Chapter, Order of the Eastern Star, State of Illinois, Prince Hall Affiliation, strive to strengthen the ties of friendship, promote the prosperity of its Order, and

protect its unity, integrity, and strength by maintaining the truest fraternal spirit; and

Whereas, 54 women have had the honor of serving Eureka as Worthy Grand Matron and 31 men have had the honor of serving as Worthy Grand Patron; and

Whereas, Sr. Margaret Blood will preside as Worthy Grand Matron and Bro. Jerome Abner will preside as Worthy Grand Patron at the 107th Annual Communication;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 11-16, 1996, as EUREKA GRAND CHAPTER, ORDER OF THE EASTERN STAR WEEK in Illinois.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-358

HUME-CARNEGIE MUSEUM DAY

Whereas, Mr. Horace D. Hume has generously provided the funds to restore and renovate the historical Carnegie Library in Mendota as a museum, thus vacating the Graves Library, which has become too small to carry out the library business; and

Whereas, the City of Mendota has supported this endeavor for the community through tax increment finance bonds and the Mayor and City Council have demonstrated their commitment through their support of this project; and

Whereas, the Hume-Carnegie Museum has been formed and the Hume-Carnegie Museum will provide for the continuation of the Hume-Carnegie Museum, the Railroad Museum and the "Breaking the Prairie" Agricultural Museum; and

Whereas, these museums will be for the good of the general public, providing interesting, educational and entertaining activities for both residents and visitors; and

Whereas, these museums will attract many visitors to the community; and

Whereas, the continued development of these museums will be through volunteers and interested residents; and

Whereas, the restoration of the downtown, the honoring of our heritage and the development of increased sales tax revenue will lead to new businesses and economic development for the entire community of Mendota; and

Whereas, the Hume-Carnegie Museum will be dedicated on August 4, 1996;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 4, 1996, as HUME-CARNEGIE MUSEUM DAY in Illinois.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-359

JENNY SPANGLER DAY

Whereas, Jenny Spangler was raised in Rockford, Illinois, and began her running career at Rockford-Guilford High School; and

Whereas, she won the Robert F. Ray Award, an athletic and academic scholarship to the University of Iowa;

Whereas, she was named an All-American 10,000 meter runner in 1982 and 1983 and an All-American Cross Country runner in 1983; and

Whereas, Jenny set a junior marathon record of 2:13:52 that still stands at the 1983 Grandma's Marathon in Duluth, Minnesota; and

Whereas, she finished second place at the 1984 Houston-Tenneco Marathon but was ineligible to collect the \$10,000 in prize money because of her amateur collegiate status; and

Whereas, she competed in the 1984 and 1988 Olympic Marathon trials; and Whereas, she resumed her running career after a brief hiatus with a 2:43:02 finish at the 1994 Chicago Marathon, qualifying her for the 1996 Olympic Marathon trials; and

Whereas, Jenny took a leave of absence from her job at Trustmark Insurance Company to train full-time for the Olympic trials; and Whereas, she won the 1996 Olympic Marathon trials in Charleston, South Carolina, with a personal best of 2:29:54; and

Whereas, Jenny will represent the United States of America on the marathon team at the Olympic Games in Atlanta, Georgia on July 29, 1996; and Whereas, the Governor of the State of Illinois, proclaims July 29, 1996, as JENNY SPANGLER DAY.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-360

U.S. PARALYMPIC TEAM CONGRATULATIONS

Whereas, 14 athletes from the Chicago area have been selected for the U.S. Paralympic Team and will be competing in the 1996 Atlanta Paralympics; and Whereas, the Paralympic Games are the premiere international competition for athletes with physical disabilities; and

Whereas, the Paralympic Games will be held on August 15-25, 1996, in Atlanta, Georgia; and

Whereas, the competition consists of more than 4,000 athletes from 120 countries; and Whereas, for the athletes training at the Virginia Wadsworth Witt Sports Program at the Rehabilitation Institute of Chicago, the Paralympic Games are the ultimate destination; and

Whereas, a personal goal is achieved for each athlete who will be participating in the Paralympic Games;

Therefore, I, Jim Edgar, Governor of the State of Illinois, commend the U.S. Paralympic Team for all of their hard work and dedication to athletics.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-361

WINDSOR HARVEST PICNIC DAYS

Whereas, the Windsor Harvest Picnic Association is celebrating its 100th Windsor Harvest Picnic; and

Whereas, traditionally it was a day for family and friends to gather to celebrate with a picnic, games, and fellowship and has grown to last four days; and

Whereas, it has expanded its activities, all with the same theme, to include a parade, carnival, tractor pull, food and entertainment;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 21-24, 1996, as WINDSOR HARVEST PICNIC DAYS in Illinois.

Issued by the Governor July 22, 1996.

Filed by the Secretary of State July 29, 1996.

96-362

DUNBAR/ABRAMS ALUMNI ASSOCIATION DAYS

Whereas, the National Dunbar/Abrams Alumni Association is hosting their 18th Annual Reunion on August 7-11, 1996; and

Whereas, in 1923, the doors of a new building, the "Bessmer Colored High School" were opened to black boys and girls, grades one through twelve, of Bessmer, Alabama; and

Whereas, Professor J.B. Bickertaff was the first principal who served the school from 1923 to 1927; and

Whereas, under his leadership, the first class consisting of seven members graduated in June 1927; and

Whereas, after many successful decades of teaching their young, an Alumni Association was formed and organized by the Class of 1932; and Whereas, there are no other schools located across the country; and

Whereas, they should be recognized as they celebrate this reunion;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 7-11, 1996, as DUNBAR/ABRAMS ALUMNI ASSOCIATION DAYS in Illinois.

Issued by the Governor July 23, 1996.

Filed by the Secretary of State July 29, 1996.

96-363

GOOD NEWS DAY

Whereas, Decatur, Illinois, has a population of almost 95,000 and employs nearly 40,000; and

Whereas, Decatur residents are proud to participate in the city's 100 neighborhood organizations; and

Whereas, Decatur residents and visitors also enjoy visiting local historical sites such as the 100-year-old transfer house located in Central Park;

Whereas, Decatur boasts a strong parks and recreation department that maintains 12 parks, a zoo, and golf courses; and

Whereas, Decatur will host "Good News Day" on August 2, 1996;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 2, 1996, as GOOD NEWS DAY in Illinois and commend all Decatur residents for their community and philanthropic activities.

Issued by the Governor July 23, 1996.

Filed by the Secretary of State July 29, 1996.

96-364

BOMZISS ANIMALS DAY

Whereas, each year in public and private animal shelters across the United States, 10-15 million dogs and cats are killed; and

Whereas, the only reason these animals' lives are taken is that there are too few adoptions to save them;

Whereas, the animal shelter personnel who perform the mass killing of dogs and cats know this crisis can readily be solved by preventing the births of millions of these nameless animals by spaying and neutering; and

Whereas, the solution to the dog and cat overpopulation is one with which we respectably live; and
 Whereas, dogs and cats are dependent upon humans for responsible and humane care;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 20, 1996, as **HOMELESS ANIMALS DAY** in Illinois.

Issued by the Governor July 23, 1996.

Filed by the Secretary of State July 29, 1996

96-365

CHICAGO SCHOOL OF MASSAGE THERAPY DAY

Whereas, the Chicago School of Massage Therapy is celebrating its 15th anniversary on September 27, 1996; and
 Whereas, the Chicago School of Massage Therapy believes that healing, integration and wellness is not only to help individuals, but the community as a whole; and
 Whereas, the Chicago School of Massage Therapy has the largest outreach program among massage schools in the United States; and
 Whereas, in 1994, the Chicago School of Massage Therapy received the Community Peacekeeper Award from the Peace Museum; and
 Whereas, the students at the Chicago School of Massage Therapy have given more than 4,500 hours of volunteer community outreach work in the Chicago area;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 27, 1996, as **CHICAGO SCHOOL OF MASSAGE THERAPY DAY** in Illinois.

Issued by the Governor July 24, 1996.

Filed by the Secretary of State July 29, 1996.

96-366

CONTINUING THE YEAR OF THE VETERAN

Whereas, "1995 Year of the Veteran" celebrated the 50th anniversary of the end of World War II, the 40th anniversary of the Korean War period of service, the 20th anniversary of the conclusion of the Vietnam Era, and the 5th anniversary of the start of Operation Desert Shield, the military build-up to the Persian Gulf War; and
 Whereas, each of these anniversaries calls to mind the tireless efforts and sacrifices our military endured to make our country a better place to live; and
 Whereas, troops across the country are serving as peace keepers in Bosnia and other troubled spots around the world and also deserve our recognition and support now and as they return home; and
 Whereas, the military is continuing to downsize its forces and the number of unemployed veterans is increasing; and
 Whereas, we must recognize the challenges veterans face as they return to civilian life and pursue success at home and in the workplace; and
 Whereas, the State of Illinois is committed to providing employment and training opportunities to its veterans and family members and encourages events honoring veterans;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim 1996 as **CONTINUING THE YEAR OF THE VETERAN** in Illinois.

Issued by the Governor July 24, 1996.

Filed by the Secretary of State July 29, 1996.

96-368

HATTIE ELLIS DAY

Whereas, Hattie Ellis celebrates her 100th birthday on July 24, 1996; and
 Whereas, she was born in Jackson County on Hickory Ridge just outside of Murphyboro; and
 Whereas, Hattie is the only living member among her siblings; and
 Whereas, on November 14, 1911, Hattie married Adell Ellis; and
 Whereas, they were happily married for 38 years and had seven children together;

Whereas, Hattie also has 10 grandchildren, 16 great-grandchildren, and six great-great-grandchildren; and
 Whereas, being a good wife and having a family was Hattie's pride and joy; and
 Whereas, Hattie loves gardening and spends the spring and summer months planting and maintaining her garden; and
 Whereas, she enjoys quilting year round and attends church every Sunday; and
 Whereas, it is right and proper that we honor her on this special day;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 24, 1996, as **HATTIE ELLIS DAY** in Illinois.

Issued by the Governor July 24, 1996.

Filed by the Secretary of State August 1, 1996.

96-369

HIS HOLINESS THE 14TH DALAI LAMA TENZIN GYATSO DAY

Whereas, His Holiness the 14th Dalai Lama Tenzin Gyatso, is the head of state and spiritual leader of the Tibetan people; and
 Whereas, he was born Lhamo Dhondrub on July 6, 1935, in a small village in north eastern Tibet; and
 Whereas, His Holiness began his education at the age of six and completed the Doctorate of Buddhist Philosophy in 1959; and
 Whereas, he was called upon to assume full political power after Tibet was invaded in late 1959; and
 Whereas, in 1963, he officially announced a democratic constitution, based on Buddhist principles and the Universal Declaration of Human Rights, as a model for a free Tibet; and
 Whereas, in 1987, His Holiness proposed a Five-Point Peace Plan as a step toward resolving the future status of Tibet and he elaborated it in 1989; and
 Whereas, in 1989, His Holiness accepted the Nobel Peace Prize;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 29, 1996, as **HIS HOLINESS THE 14TH DALAI LAMA TENZIN GYATSO DAY** in Illinois.

Issued by the Governor July 23, 1996.

Filed by the Secretary of State August 1, 1996.

96-370

PERUVIAN DAY

Whereas, on July 28, 1821, the Republic of Peru declared its independence

from Spanish rule. Today, the date is symbolic of the triumphant struggles for liberty and human dignity in every American Republic and in the United States.

Whereas, more than 300,000 Peruvian citizens have built strong bonds of friendship with our state and have made worthwhile contributions to our communities; and

Whereas, on July 27, the Peruvian Arts Society is sponsoring a dinner in Chicago to celebrate Peruvian Independence Day;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 27, 1996, as PERUVIAN DAY in Illinois in commemoration of the 175th anniversary of the Republic of Peru's declaration of Independence.

Issued by the Governor July 25, 1996.

Filed by the Secretary of State August 1, 1996.

96-371

SCHOOL'S OPEN SAFETY WEEK

Whereas, AAA School Safety Patrol members in bright-orange patrol belts soon will be on duty guiding their fellow students as they cross busy intersections near the schools; and

Whereas, the student safety patrols, pioneered by the AAA-Chicago Motor Club in 1920, provide life-saving protection for thousands of school children statewide; and

Whereas, approximately 500,000 youngsters from 50,000 schools serve on AAA School Safety Patrols and 31 foreign countries now have patrol programs; and

Whereas, the AAA School Safety Patrol service program has been credited with helping to achieve the dramatic decrease in pedestrian death rates for children between the ages of five and 14 in the United States; and

Whereas, members of the AAA School Safety Patrol selflessly devote their time and safeguard the lives of fellow classmates walking to and from school and the school bus stop; and

Whereas, the AAA School Safety Patrol program acquaints children with a better knowledge of traffic hazards and safe pedestrian practices and responsibility in the community; and

Whereas, motorists must be alert for children at school crossings, review and follow the rules of the road as they apply to school zones, and respect AAA Safety Patrol members performing their duties;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 25-31, 1996, as SCHOOL'S OPEN SAFETY WEEK in Illinois.

Issued by the Governor July 25, 1996.

Filed by the Secretary of State August 1, 1996.

96-372

BUD BILLIKEN DAY

Whereas, for more than 60 years, the annual Chicago Defender Charities' Bud Billiken Parade and Picnic has provided wholesome fun and entertainment without charge for thousands of children and adults; and

Whereas, the Bud Billiken Parade and Picnic gives adults an opportunity to share fun and fellowship with youth; and

Whereas, this year's Bud Billiken Parade marks the 67th year of this noteworthy, neighborhood celebration and picnic has been one of the most distinctive of Chicago's annual events; and

Whereas, the Bud Billiken Parade and Picnic has been one of the most distinguished and longest running events in the city of Chicago, worthy of the wholehearted support and participation of all citizens;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 10, 1996, as BUD BILLIKEN DAY in Illinois.

Issued by the Governor July 26, 1996.

Filed by the Secretary of State August 1, 1996.

96-373

WOMEN'S BUSINESS DEVELOPMENT DAY

Whereas, the Women's Business Development Center (WBDC) is a nationally-recognized nonprofit women's business assistance organization devoted to providing services and programs that support and accelerate women's business ownership and strengthen the impact of women on the economy; and

Whereas, the WBDC will hold its 10th Annual Entrepreneurial Women's Conference on Thursday, September 12, 1996, at the Chicago Navy Pier; and

Whereas, the purpose of the conference is to provide women with the information, resources, and support to become the principle event for September 12, 1996, at the Chicago Navy Pier; and

Whereas, the conference is a one-day event for women business owners who have been in business and are ready to expand, women entrepreneurs seeking financing, and women who want to do business with government agencies and corporations; and

Whereas, this year's conference, "The 10th Anniversary of the Women's Business Development Center's Entrepreneurial Woman's Conference," will include internationally-recognized women business owners as keynote speakers and forum participants and workshops that explore all aspects of planning, buying, expanding, marketing, and financing a business; and

Whereas, the Annual Women's Business and Buyers Mart at the conference is a once-a-year, exceptional opportunity for women business owners to meet and purchase representatives from government and corporations; and

Whereas, the WBDC was founded in 1986 by Carol Dougal and Hedy Ratner and more than 30,000 women business owners have used its programs and services; and

Whereas, there are now more than 11 million women-owned businesses in the United States, there are now more than 300,000 women-owned businesses in Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 12, 1996, as WOMEN'S BUSINESS DEVELOPMENT DAY in Illinois.

Issued by the Governor July 26, 1996.

Filed by the Secretary of State August 1, 1996.

96-374

CHILDREN'S FILM WEEK

Whereas, the 13th annual Chicago International Children's Film Festival (CICFF), will run from October 4-13, 1996; and

Whereas, during the past 13 years, the Festival has become the foremost festival of children's films in the United States, involving both adult and child jurors; and

Whereas, Facets Multimedia, a not-for-profit film and theater organization, has presented the Festival since its inception and has provided a venue for children's films from around the world; and

Whereas, the Chicago-area Children with Imagination and Inspiring Arts programs since 1975;

and Whereas, the Festival is made possible, in part, by grants from the John D. and Catherine T. MacArthur Foundation, National Endowment for the Arts, Illinois Arts Council, Children's Care Foundation, CityArts III, Chicago Department of Cultural Affairs, Polk Bros. Foundation, The WFTV-TV Channel 50 Foundation, Albert Pick, Jr. Fund, Lloyd A. Fry Foundation, United Parcel Service (UPS), Sara Lee Foundation, Heller Financial, GATX Corporation, Kenneth F. and Marie G. Montgomery Foundation, Seabury Foundation, I.B.M., Leo Burnett Company, Water Tower Bank, Whole Foods Market, Union League Club, and Arts Foundation, Washington National Insurance Co., William Wood Skinner Foundation, Claridge Hotel, and American Airlines; and Whereas, the Film Festival will screen more than 130 films from 19 countries, including programming that offers films and documentaries on such subjects as human rights, environmental issues, and a investigation of cultures from around the world, allowing our local multi-ethnic communities to celebrate their heritage;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 4-13, 1996, as CHILDREN'S FILM WEEK in Illinois.

Issued by the Governor July 29, 1996.

Filed by the Secretary of State August 1, 1996.

96-375

MINORITY ORGAN/TISSUE DONOR AWARENESS DAY

Whereas, currently more than 16,000 African American patients, including 2,700 Illinoisans, are on transplant waiting lists and nine Americans die each day due to lack of available organs; and

Whereas, nearly 49 percent of those in need of transplants are minorities, although minority donors represent only 25 percent of the national donor pool;

Whereas, the relatively low number of minorities who donate organs affects the waiting time for organ transplants; and

Whereas, the need to encourage organ donors among African Americans, Hispanics, Native Americans and other minorities is particularly important because these minorities suffer from the highest incidence of hypertension, diabetes, and kidney failure, the precursors of kidney transplantation; and

Whereas, kidney transplants save money because the daily cost of dialysis is three times the daily cost of transportation per patient; and

Whereas, the National Minority Organ Tissue Transplant Education Program and the Illinois Secretary of State's office are working together to encourage more minorities to sign donor cards and share their decisions with family members;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 1, 1996, as MINORITY ORGAN/TISSUE DONOR AWARENESS DAY in Illinois.

Issued by the Governor July 27, 1996.

Filed by the Secretary of State August 1, 1996.

96-376

CHURCHES OF CHRIST WEEK

Whereas, Churches of Christ are located worldwide and have almost three

million members; and

Whereas, through the efforts of the Churches of Christ, residents of Illinois have been offered uplifting messages and spiritual guidance; and Whereas, Churches of Christ have sponsored disaster relief drives, community youth activities, and programs dealing with issues like illiteracy, child abuse, and clothing the needy; and

Whereas, Churches of Christ also offer Christian education, prison reform programs, gang prevention programs, and healthcare;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 18-23, 1996, as CHURCHES OF CHRIST WEEK in Illinois and commend the members of these churches for their efforts to help others.

Issued by the Governor July 29, 1996.

Filed by the Secretary of State August 1, 1996.

96-378

ECUADOR DAY

Whereas, Worldwide, the Ecuadorian Community celebrates May 24 in recognition of the Battle of the Pincha, an important event in its quest for independence; and

Whereas, August 10th is recognized as the day of independence of the country of Ecuador and the holiday of Ecuadorians throughout the world;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 10, 1996, as ECUADOR DAY in Illinois in recognition of Ecuadorians and Ecuadorian-Americans who have made, and continue to make, the strength, diversity, and prosperity of Illinois.

Issued by the Governor July 31, 1996.

Filed by the Secretary of State August 1, 1996.

96-379

GULICK PHARMACY DAYS

Whereas, Gulick Pharmacy is celebrating its 150th Anniversary; and

Whereas, Woodbury Drug Company was founded in 1816 by a W. Scooner; and Whereas, in 1850 Dr. Woodbury joined Mr. Scooner and bought him out a few years later; and

Whereas, Thomas A. Gulick joined the Woodbury firm in 1905 and worked there until 1915 when he took another job down the street; and Whereas, in the early 1920's Thomas established his own business, Gulick Pharmacy; and

Whereas, Thomas purchased Woodbury Drug Company in 1936 and combined his two stores into the Woodbury location; and

Whereas, the store remained in the same building from 1860 to 1968; and Whereas, the business was bought by a family member in 1943; and

Whereas, from 1968 until 1979 the drug store was located at 403 North Street; and

Whereas, the Carson Pharmacy was purchased by Gulick Pharmacy in 1971 and in 1979 Woodbury Drug Company was combined with Carson Pharmacy to form Gulick Pharmacy, now at 413 North Franklin; and

Whereas, Gulick Pharmacy has survived through the years by providing exceptional service to the community and its patients for 150 years;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim

AUGUST 5-9, 1996, as GULICK PHARMACY DAYS in Illinois.

Issued by the Governor July 31, 1996.

filed by the Secretary of State August 1, 1996.

96-380

IRON OFFICE SOLUTIONS DAY

Whereas, on the 5th day of August 1995, long-time Chicago Business Machine companies Modern Business Systems, Camadon, Nexus, Saith Copy Systems, and the Chicago Office of KRON Office Solutions, Inc. ("KRON Office Solutions") have been reorganized and merged into a new entity, KRON Office Solutions, Inc. ("KRON Office Solutions"), which will be located in Chicago, Illinois, under the name of KRON Office Solutions, Inc.; and

Whereas, IZON's new Augustan, Crach Mike Ditka of the Chicago Bears will preside over IZON's August 5th Kickoff Event which will, in addition to announcing the new corporate identity and spokesman, raise money for Chicago's own Misericordia Children's Home; and

Whereas, IZON's leadership has shown itself as both generous and socially conscious in its dealings throughout the country with healthy donations to such organizations as the American Cancer Society, YMCA in Chicago, University of Illinois, and American Diabetes Association;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 5, 1996, as **IRON OFFICE SOLUTIONS DAY** in Illinois.

1966. 13 July 1966. Governor's office, personal.

Issued by the Governor July 27, 1996.
 Attested by the Secretary of State August 1, 1996.

96-381

LOVE DAY

Whereas, many people are hurting and in need of hope and encouragement;

Whereas, we should be reminded of anyone who is unfed, unwanted, abandoned, crippled, dying, hungry, homeless, aged, imprisoned, lonely or sick;

Whereas, I encourage our residents to help bring peace, comfort and love to all those who hurt in any way, and

Whereas, a special day has been designated to remind us of the poor among us, the needy who seek help, the lonely who need companionship and others who need our special interest, compassion and love:

Therefore, J. M. Edgar, Governor of the State of Illinois, October 7, 1996, as LOVE DAY in Illinois.

STOTT, J. W. 1961. The ecology of the Great Lakes. p. 1-10. In J. W. Stott (ed.), The Great Lakes of North America. University of Michigan Press, Ann Arbor.

10001 44th Street, Suite 200, San Diego, CA 92121, 619-591-1000

ISSUES INDEX			August 23, 1992
Rules accepted on during the quarter of July 1 through September 30, 1996 are listed in the Issues Index by Title number, Part number and Issue number. For example, 50 III.101. Admin. Code 952 published in Issue 2 will be listed as 50-952-2. Inquiries about the Issues Index may be directed to the Administrative Code Division at 217-782-4444 or adcode@ccg.state.il.us (Internet address).			
PROPOSED	86-100-29-30	23-2700-28	77-245-50
22-1651-30	86-130-28	23-2720-28	89-152-28
86-130-28	23-2720-28	77-250-30	89-153-28
86-1000-32	23-2731-30	77-300-30	89-407-33
86-1000-32	23-2731-30	77-300-30	89-553-31
89-104-28	23-2732-30	77-340-30	92-1001-28
89-104-28	23-2732-30	77-340-30	
89-112-33,34	23-2735-28	77-370-30	
89-112-33,34	23-2735-28	77-370-30	
89-120-34	23-2760-28	77-390-30	
89-120-34	23-2760-28	77-395-30	
89-121-31	23-2761-28	77-900-30	
89-121-31	23-2761-28	77-900-30	
89-140-28,30,31	23-2762-28	77-1200-32	
89-140-28,30,31	23-2762-28	77-1200-32	
89-148-28	23-2763-28	77-3100-28	
89-148-28	23-2763-28	80-310-28,30,33	
89-152-28	23-2764-28	81-300-28	
89-152-28	23-2764-28	81-300-28	
89-153-28	23-2765-28	81-341-28	
89-153-28	23-2765-28	81-341-28	
89-154-28	23-2771-28	86-110-32	
89-154-28	23-2771-28	86-110-32	
89-407-33	23-2790-28	86-130-28	
89-407-33	23-2790-28	86-130-28	
89-553-31	32-410-32	86-500-30	
89-553-31	32-410-32	86-500-30	
89-553-31	35-310-32	86-660-30	
89-553-31	35-310-32	89-114-30	
89-755-28	35-702-33	89-115-34	
89-755-28	35-702-33	89-140-28,33	
92-390-33	35-703-33	89-144-28,32	
92-390-33	35-703-33	89-240-28,32	
92-391-33	35-720-33	89-300-30	
92-391-33	35-720-33	89-300-30	
92-442-30	35-721-33	89-305-28,29	
92-442-30	35-721-33	89-305-28,29	
92-449-30	35-722-33	89-336-31	
92-449-30	35-722-33	89-336-31	
92-495-30	35-724-33	89-515-30	
92-495-30	35-724-33	89-515-30	
92-506-33	35-725-33	89-590-33	
92-506-33	35-725-33	89-640-31	
92-506-33	35-726-33	89-681-31	
92-506-33	35-726-33	92-1010-33	
92-506-33	35-727-33	92-1020-33	
92-506-33	35-727-33	92-2520-30	
92-506-33	35-728-33	92-2550-30	
92-506-33	35-729-33	50-3119-31	
92-506-33	35-730-33	50-3119-31	
92-506-33	35-731-33	50-6301-30	
92-506-33	35-731-33	50-6301-30	
92-506-33	35-732-33	50-6302-31	
92-506-33	35-732-33	50-6302-31	
92-506-33	35-733-33	60-310-30	
92-506-33	35-733-33	60-310-30	
92-506-33	35-734-33	60-120-28	
92-506-33	35-734-33	60-120-28	
92-506-33	35-735-33	60-130-28	
92-506-33	35-735-33	60-130-28	
92-506-33	35-736-33	60-130-28	
92-506-33	35-736-33	60-130-28	
92-506-33	35-737-33	60-130-28	
92-506-33	35-737-33	60-130-28	
92-506-33	35-738-33	60-130-28	
92-506-33	35-738-33	60-130-28	
92-506-33	35-739-33	60-130-28	
92-506-33	35-739-33	60-130-28	
92-506-33	35-740-33	60-130-28	
92-506-33	35-740-33	60-130-28	
92-506-33	35-741-33	60-130-28	
92-506-33	35-741-33	60-130-28	
92-506-33	35-742-33	60-130-28	
92-506-33	35-742-33	60-130-28	
92-506-33	35-743-33	60-130-28	
92-506-33	35-743-33	60-130-28	
92-506-33	35-744-33	60-130-28	
92-506-33	35-744-33	60-130-28	
92-506-33	35-745-33	60-130-28	
92-506-33	35-745-33	60-130-28	
92-506-33	35-746-33	60-130-28	
92-506-33	35-746-33	60-130-28	
92-506-33	35-747-33	60-130-28	
92-506-33	35-747-33	60-130-28	
92-506-33	35-748-33	60-130-28	
92-506-33	35-748-33	60-130-28	
92-506-33	35-749-33	60-130-28	
92-506-33	35-749-33	60-130-28	
92-506-33	35-750-33	60-130-28	
92-506-33	35-750-33	60-130-28	
92-506-33	35-751-34	60-130-28	
92-506-33	35-751-34	60-130-28	
92-506-33	35-752-34	60-130-28	
92-506-33	35-752-34	60-130-28	
92-506-33	35-753-34	60-130-28	
92-506-33	35-753-34	60-130-28	
92-506-33	35-754-34	60-130-28	
92-506-33	35-754-34	60-130-28	
92-506-33	35-755-34	60-130-28	
92-506-33	35-755-34	60-130-28	
92-506-33	35-756-34	60-130-28	
92-506-33	35-756-34	60-130-28	
92-506-33	35-757-34	60-130-28	
92-506-33	35-757-34	60-130-28	
92-506-33	35-758-34	60-130-28	
92-506-33	35-758-34	60-130-28	
92-506-33	35-759-34	60-130-28	
92-506-33	35-759-34	60-130-28	
92-506-33	35-760-34	60-130-28	
92-506-33	35-760-34	60-130-28	
92-506-33	35-761-34	60-130-28	
92-506-33	35-761-34	60-130-28	
92-506-33	35-762-34	60-130-28	
92-506-33	35-762-34	60-130-28	
92-506-33	35-763-34	60-130-28	
92-506-33	35-763-34	60-130-28	
92-506-33	35-764-34	60-130-28	
92-506-33	35-764-34	60-130-28	
92-506-33	35-765-34	60-130-28	
92-506-33	35-765-34	60-130-28	
92-506-33	35-766-34	60-130-28	
92-506-33	35-766-34	60-130-28	
92-506-33	35-767-34	60-130-28	
92-506-33	35-767-34	60-130-28	
92-506-33	35-768-34	60-130-28	
92-506-33	35-768-34	60-130-28	
92-506-33	35-769-34	60-130-28	
92-506-33	35-769-34	60-130-28	
92-506-33	35-770-34	60-130-28	
92-506-33	35-770-34	60-130-28	
92-506-33	35-771-34	60-130-28	
92-506-33	35-771-34	60-130-28	
92-506-33	35-772-34	60-130-28	
92-506-33	35-772-34	60-130-28	
92-506-33	35-773-34	60-130-28	
92-506-33	35-773-34	60-130-28	
92-506-33	35-774-34	60-130-28	
92-506-33	35-774-34	60-130-28	
92-506-33	35-775-34	60-130-28	
92-506-33	35-775-34	60-130-28	
92-506-33	35-776-34	60-130-28	
92-506-33	35-776-34	60-130-28	
92-506-33	35-777-34	60-130-28	
92-506-33	35-777-34	60-130-28	
92-506-33	35-778-34	60-130-28	
92-506-33	35-778-34	60-130-28	
92-506-33	35-779-34	60-130-28	
92-506-33	35-779-34	60-130-28	
92-506-33	35-780-34	60-130-28	
92-506-33	35-780-34	60-130-28	
92-506-33	35-781-34	60-130-28	
92-506-33	35-781-34	60-130-28	
92-506-33	35-782-34	60-130-28	
92-506-33	35-782-34	60-130-28	
92-506-33	35-783-34	60-130-28	
92-506-33	35-783-34	60-130-28	
92-506-33	35-784-34	60-130-28	
92-506-33	35-784-34	60-130-28	
92-506-33	35-785-34	60-130-28	
92-506-33	35-785-34	60-130-28	
92-506-33	35-786-34	60-130-28	
92-506-33	35-786-34	60-130-28	
92-506-33	35-787-34	60-130-28	
92-506-33	35-787-34	60-130-28	
92-506-33	35-788-34	60-130-28	
92-506-33	35-788-34	60-130-28	
92-506-33	35-789-34	60-130-28	
92-506-33	35-789-34	60-130-28	
92-506-33	35-790-34	60-130-28	
92-506-33	35-790-34	60-130-28	
92-506-33	35-791-34	60-130-28	
92-506-33	35-791-34	60-130-28	
92-506-33	35-792-34	60-130-28	
92-506-33	35-792-34	60-130-28	
92-506-33	35-793-34	60-130-28	
92-506-33	35-793-34	60-130-28	
92-506-33	35-794-34	60-130-28	
92-506-33	35-794-34	60-130-28	
92-506-33	35-795-34	60-130-28	
92-506-33	35-795-34	60-130-28	
92-506-33	35-796-34	60-130-28	
92-506-33	35-796-34	60-130-28	
92-506-33	35-797-34	60-130-28	
92-506-33	35-797-34	60-130-28	
92-506-33	35-798-34	60-130-28	
92-506-33	35-798-34	60-130-28	
92-506-33	35-799-34	60-130-28	
92-506-33	35-799-34	60-130-28	
92-506-33	35-800-34	60-130-28	
92-506-33	35-800-34	60-130-28	
92-506-33	35-801-34	60-130-28	
92-506-33	35-801-34	60-130-28	
92-506-33	35-802-34	60-130-28	
92-506-33	35-802-34	60-130-28	
92-506-33	35-803-34	60-130-28	
92-506-33	35-803-34	60-130-28	
92-506-33	35-804-34	60-130-28	
92-506-33	35-804-34	60-130-28	
92-506-33	35-805-34	60-130-28	
92-506-33	35-805-34	60-130-28	
92-506-33	35-806-34	60-130-28	
92-506-33	35-806-34	60-130-28	
92-506-33	35-807-34	60-130-28	
92-506-33	35-807-34	60-130-28	
92-506-33	35-808-34	60-130-28	
92-506-33	35-808-34	60-130-28	
92-506-33	35-809-34	60-130-28	
92-506-33	35-809-34	60-130-28	
92-506-33	35-810-34	60-130-28	
92-506-33	35-810-34	60-130-28	
92-506-33	35-811-34	60-130-28	
92-506-33	35-811-34	60-130-28	
92-506-33	35-812-34	60-130-28	
92-506-33	35-812-34	60-130-28	
92-506-33	35-813-34	60-130-28	
92-506-33	35-813-34	60-130-28	
92-506-33	35-814-34	60-130-28	
92-506-33	35-814-34	60-130-28	
92-506-33	35-815-34	60-130-28	
92-506-33	35-815-34	60-130-28	
92-506-33	35-816-34	60-130-28	
92-506-33	35-816-34	60-130-28	
92-506-33	35-817-34	60-130-28	
92-506-33	35-817-34	60-130-28	
92-506-33	35-818-34	60-130-28	
92-506-33	35-818-34	60-130-28	
92-506-33	35-819-34	60-130-28	
92-506-33	35-819-34	60-130-28	
92-506-33	35-820-34	60-130-28	
92-506-33	35-820-34	60-130-28	
92-506-33	35-821-34	60-130-28	
92-506-33	35-821-34	60-130-28	
92-506-33	35-822-34	60-130-28	
92-506-33	35-822-34	60-130-28	
92-506-33	35-823-34	60-130-28	
92-506-33	35-823-34	60-130-28	
92-506-33	35-824-34	60-130-28	
92-506-33	35-824-34	60-130-28	
92-506-33	35-825-34	60-130-28	
92-506-33	35-825-34	60-130-28	
92-506-33	35-826-34	60-130-28	
92-506-33	3		

ILLINOIS REGISTER
ADMINISTRATIVE CODE ORDER FORM

PLEASE USE THIS FORM FOR ALL ORDERS OR TO NOTIFY US OF A CHANGE OF ADDRESS. ALL ORDERS MUST BE PAID IN ADVANCE BY CHECK, MONEY ORDER, VISA OR DISCOVER CARD. CHECKS AND MONEY ORDERS MUST BE PAYABLE TO THE "SECRETARY OF STATE".

MICROFICHE SETS OF THE ILLINOIS REGISTER @\$200.00 PER SET.

___1977___1978___1979___1980___1981___1982___1983___1984___1985___1986___
___1987___1988___1989___1990___1991___1992___1993___1994___1995___

CUMULATIVE INDICES TO THE ILLINOIS REGISTER @\$1.00 EACH.

___1981___1982___1983___1984___1985___1986___1987___1988___1989___

SECTIONS AFFECTED INDICES TO THE ILLINOIS REGISTER @\$1.00 EACH.

___1984___1985___1986___1987___1988___1989___

CUMULATIVE/SECTIONS AFFECTED INDICES @\$5.00 EACH.

___1990___1991___1992___1993___1994___1995___

BACK ISSUES OF THE ILLINOIS REGISTER (CURRENT YEAR ONLY) @\$10.00 EACH.

_____(VOLUME #)_____

_____(ISSUE #)_____

_____(ISSUE DATE)_____

ANNUAL SUBSCRIPTION TO THE ILLINOIS REGISTER @\$290.00 (52 ISSUES)

___NEW___RENEWAL

ANNUAL SUBSCRIPTION AND SUPPLEMENT TO THE ILLINOIS ADMINISTRATIVE CODE; PUBLISHED QUARTERLY @\$290.00

___1996 CODE & 2 SUPPLEMENTS___QUANTITY

TOTAL AMOUNT OF ORDER: \$_____

___CHECK___VISA___DISCOVER___CARD #:_____

EXPIRATION DATE:_____SIGNATURE:_____

(IF CHANGE OF ADDRESS, PLEASE LIST BOTH THE OLD AND NEW ADDRESS:_____

(NAME, PLEASE TYPE OR PRINT)

(ADDRESS)

(CITY, STATE, ZIP CODE AND TELEPHONE #)

MAIL TO:

GEORGE H. RYAN
SECRETARY OF STATE
INDEX DEPARTMENT
111 E. MONROE
SPRINGFIELD, IL 62756

